

ESTTA Tracking number: **ESTTA667674**

Filing date: **04/20/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Emerson Electric Co.
Granted to Date of previous extension	04/19/2015
Address	8000 West Florissant Ave. St. Louis, MO 63136 UNITED STATES
Attorney information	LISABETH H COAKLEY HARNESS DICKEY & PIERCE PLC 5445 CORPORATE DRIVE, STE 200 TROY, MI 48098 UNITED STATES coakley@hdp.com, tjcomparoni@hdp.com, docketingtm@hdp.com Phone:(248) 641-1600

Applicant Information

Application No	79138965	Publication date	10/21/2014
Opposition Filing Date	04/20/2015	Opposition Period Ends	04/19/2015
International Registration No.	1182960	International Registration Date	05/13/2013
Applicant	S.C. ION MOS S.R.L. Str. Rovine nr. 3, Sector 2 ROMANIA		

Goods/Services Affected by Opposition


Class 007. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Equipment and machinery for food industry, namely, meat filling machines, choppers, electric tumblers for mixing, coating and marinating food, electric mixers, electric food grinders, electric slicers, machine for brine injection, food processing machines for the preparation of brine
Class 011. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Electric, steam, diesel, oil and gas-powered cooking and smoking chambers for the food industry, namely smokers, ovens, stoves, roasters, steamers and dehydrators

Grounds for Opposition

Deceptiveness	Trademark Act section 2(a)
False suggestion of a connection	Trademark Act section 2(a)


Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	3689743	Application Date	10/13/2000
Registration Date	09/29/2009	Foreign Priority Date	NONE
Word Mark	EMERSON		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 011. First use: First Use: 2002/00/00 First Use In Commerce: 2002/00/00 Replacement parts for ranges		


U.S. Registration No.	1717861	Application Date	09/29/1982
Registration Date	09/22/1992	Foreign Priority Date	NONE
Word Mark	EMERSON		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 011. First use: First Use: 1890/00/00 First Use In Commerce: 1890/00/00 WATER PURIFYING UNITS; [ELECTRIC BATH HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; AIR BLAST HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; BLOWER TYPE ELECTRIC HEATERS;] ELECTRIC WATER BOILERS; [GAS AND ELECTRIC BURNERS;] CEILING FANS; [FLUORESCENT LIGHTING FIXTURES AND PARTS THEREFOR FOR COMMERCIAL AND INDUSTRIAL USE;] [ELECTRIC CIRCULATION HEATERS;ELECTRIC LIGHTING FIXTURES FOR COMMERCIAL AND INDUSTRIAL USE; DRUM HEATERS; ELECTRIC AIR HEATERS FOR COMMERCIAL AND INDUSTRIAL USE OR FOR PERMANENT ATTACHMENT TO BUILDING STRUCTURES; CONVECTION HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; SHEATHED HEATING ELEMENTS; CYLINDER HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; FOOD TABLE HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; INDUSTRIAL SCREW PLUG IMMERSION HEATERS; ELECTRIC SPACE HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; PORTABLE ELECTRIC FANS; INDUSTRIAL FANS USED FOR VENTILATION AND EXHAUST PURPOSES; ELECTRIC HOT AIR FURNACES; ELECTRIC HOT PLATES FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; ELECTRIC IMMERSION HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE,AND, IN RESIDEN-		

	<p>TIAL USE, PERMANENTLY ATTACHED TO PLUMBING;] [EVAPORATIVE COOLERS;] [RESIDENTIAL ELECTRIC EXHAUST FANS]; VALVES FOR [PLUMBING AND] HEATING SYSTEMS; [AIR, GAS AND WATER FILTERING UNITSFOR INDUSTRIAL USE; FINNED DUCT TYPE AIR HEATERS AND OPEN-COIL ELECTRIC HEATINGELEMENTS USED IN DUCT HEATERS; STEAM HEAT ACCUMULATORS;] ELECTRIC WATER HEATERSAND ELEC-TRIC NON-COIN OPERATED HOT WATER DISPENSERS PERMANENTLY ATTACHED TO PLUMBING;[HUMIDIFIERS FOR CENTRAL HEATING SYS-TEMS;] [INFRA-RED HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; ELECTRIC FURNACES; CENTRAL AIR CONDITIONING AND HEATING UNITS; ELECTRIC HEATERS FOR INDUSTRIAL FURNACES; ELECTRIC OVENS FOR COMMERCIAL, INDUSTRIAL AND LABORATORY USE;] [RADIANTHEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE;] [RADIANT HEATERS FOR COMMERCIAL, LABORATORY AND IN-DUSTRIAL USE; ELECTRIC STEAM BOILERS AND GENERATORS;STEAM SUPERHEATERS; STRIP, RING, DISC, TUBULAR, CARTRIDGE AND CLAMP-ON HEATERS;STUD AND BOLT HEATERS; TRACK SWITCH HEAT-ERS; WATER TAPS;] GAS BURNER IGNITERS [; BUBBLERS (VALVES AND NOZZLES FOR DRINKING FOUNTAINS); ELECTRIC COFFEE URN ELE-MENTS; ELECTRIC INDUSTRIAL NOZZLE HEATINGELEMENTS, AND FIL-TER-DRIERS FOR USE IN REFRIGERANT LINES]</p>
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U.S. Registration No.	3744986	Application Date	10/13/2000
Registration Date	02/02/2010	Foreign Priority Date	NONE
Word Mark	EMERSON		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 011. First use: First Use: 2006/10/15 First Use In Commerce: 2006/10/15 Thermostatic valves; hot water heaters and dispensers		

U.S. Registration No.	3718938	Application Date	10/13/2000
Registration Date	12/01/2009	Foreign Priority Date	NONE
Word Mark	EMERSON		

Design Mark	
Description of Mark	NONE
Goods/Services	<p>Class 007. First use: First Use: 2001/00/00 First Use In Commerce: 2001/00/00 Power operated pipe groovers; drain and sewer cleaning machines in the nature of power operated snakes, drain diagnostic machines for diagnosing problems with blocked drains; pipe inspection machines, pipe cutting machines, namely, groovers; power operated pipe cutters; food waste disposers and garbage disposals</p> <p>Class 009. First use: First Use: 2003/08/00 First Use In Commerce: 2003/08/00 parts for electric and fluorescent lighting units and fixtures for industrial and commercial use, and electric and fluorescent lighting units installed in conjunction with housing construction or re-modeling or permanently affixed to electrical conduits passing within floor or wall areas or ceilings or plenums of residences including switches and sensors</p>


U.S. Registration No.	1795612	Application Date	11/16/1989
Registration Date	09/28/1993	Foreign Priority Date	NONE
Word Mark	EMERSON		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 007. First use: First Use: 1990/02/20 First Use In Commerce: 1990/02/20 compressors for use in refrigeration, heating, ventilation, and air conditioning; [dishwashers; washing machines for use in laundries; electrically powered finishing mills for deburring, flash removal, edge-breaking, rough or smooth surface preparation, radiusing, precision surface reduction, descaling, burnishing, and chemical treating;] and valves for fluid control being parts of machines</p>		

U.S. Registration No.	111931	Application Date	03/18/1916
Registration Date	08/15/1916	Foreign Priority Date	NONE
Word Mark	EMERSON		

Design Mark	EMERSON
Description of Mark	NONE
Goods/Services	Class U021 (International Class 007, 009, 011, 012, 015). First use: First Use: 1890/00/00 First Use In Commerce: 1890/00/00 Electric Motors, Electric Fans, Including Fans of Portable, Wall, Ceiling, and Floor Types, Electric Exhaust-Fans, [Electric Forge-Blowers,]Electric Generators, Electric Motor-Generators, [Knife-Switches,]Switchboards, Panel-Boards, [Fuse-Boards,]Transformers, [Rotary Transformers,] [Illuminating-Cylinders, Watch-Demagnetizers, Electric Organ-Blowers, Electric Hair-Driers, Electrically-Operated Coffee-Mills,] Electrically-Operated [Air and]Water Pumps, Electrically-Operated Lathes, [Electrically-Operated Buffers and] Grinders, Electrically-Operated Furnace-Blowers[, Electrically-Operated Hacksaws, and Electric Motors and Power-Transmitters for Sewing-Machines]

U.S. Registration No.	1331669	Application Date	09/29/1982
Registration Date	04/23/1985	Foreign Priority Date	NONE
Word Mark	EMERSON		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 007. First use: First Use: 1890/00/00 First Use In Commerce: 1890/00/00 Mechanical Adjustable Speed Drives; Agricultural Watering Machines; Electric Alternators; Bearing Units and Parts Thereof; Bearings for Machines; Belt Conveyors; Pipe, Tube Conduit and Rod Bending Machines; Blowing Machines; Bracket Adapters for Geared Threaders; Hydraulic Brakes for Machines; Cable Sheave Brackets; Brushes for Attachment to Power Drives; Cams for Machinery; Carriages for Holding Pipe and Bolt Threaders on Power Drives; Check Valves, Relief Valves, Gate Valves, and Globe Valves, Being Parts of Machines; Pipe Threading Machines; Drill Presses and Lathes; Chucks, Chuck Keys, and Chuck Adapters; Drill Bits; Drills; Rotary Driven Cable for Sewer Cleaning Machines; Cutting Heads for Sewer Cleaning Machines; Clutches for Machines; Clutch-Brake Transmissions for Machines; Trash Compactors; Conservation Vent Valves; Conveyor Pulleys; Hubs and Bushings; Couplings for Connecting Input to Output Shafts to Transmit Power Therebetween, Cranes, Crushers, Current Generators; [Gas Welding Torches and Tips,] Gas Mixers for Welding Torches, Cutting Torches and Tips, [Gas-Air or Blowpipes for Low Temperature Brazing and Welding;] Depth Locators for Portable Power Tools; Derricks; Die Head Adapters for Lathes and Drill Presses; Drive Bars for Transmitting Power; Drive Shafts with Universal Joints Therein; Power Drives for Rotating Pipe and Rods; Electric Generators; Electric Motors Not for Land Vehicles; High Speed-Flexible Shaft Electric Tools, Swivel Base or Wall Mounted; Emery Wheels; Stands and Holders for Electric Tools; Kits Comprising Various Combinations of Tools and Including Sandpaper, Polishing Pads, Drills, Saw Blades, Brushes, Carving Cutters, Routing Cutters, Collets, Emery Wheels Dressing Stones, Polishing Wheels, Cutoff Wheels, Buffing Wheels, Grinding Wheels, Wire Wheels, Engraving Points, Mandrels and Chucks, Sold as a Unit; Flexible Couplings for Machines; Floatation Type Separators for Material Separation; Gear Boxes for Machines; Gear Reducers; Gear Transmission Pump Drives; Gears for Machinery; Grinding and Finishing Mills; Grinding Machines (Garbage Disposals);		

	<p>Hoists; Igniters for Clothes Driers and Gas Furnaces; Index Drives; Indexing Conveyors; [Internal Combustion Engines Not for Vehicles;] Keys for Shafts of Machines Not Vehicles; [Lawn Cutting, Trimming and Edging Machines;] Leaf Shredders; Liquid Seal Valves and Units; Loops for Geared Threaders; Machine Belts; Motor Driven Tubing Brushing Machines; Pipe and Bolt Threading Machines; [Mechanical Feeder Heads for Use with Lawn Trimmer/Edgers;] Motor Bases for Machines; Nozzles for Machines; Oil Separating Machines; Oscillator Drives; Overload Clutches for Machines; Piston and Vane Actuators; Polishing Heads (Parts of Machines); Portable Electric Tools-Namely, Chisels, Cut-Off, Machines, Disc Grinders, Die Grinders, Drills, Hammer Drills, Hammers, Impact Wrenches, Laminate Trimmers, Nut Runners, Planes, Polishers, Sanders, (Disc, Belt and Orbital), Saws (Circular, Jig, Recipro and Saber), Screwdrivers and Shears; Portable Gasoline Powered Drives; Power Drill Speed Reducers; Power Driven Chain Saws; Power Tool Attachments-Namely, Threading Dies, Drive Adapters, Nipple Chucks, Pipe Cutters and Reamers, Taps and Brushes; Power Transmission Equipment-Namely, Gears, Racks and Pinions, Pulley, Pillow and Flange Blocks, Machine Pulleys; Pumps-Namely, Submersible, Hollow Shaft Irrigation, and Sewage Pumps; Riddles, Being Parts of Machines; Roller Bearings in Barrel and Swivel Form; Router-Duplicators; Routers; Set Collars for Shafts; Sewer and Drain Cleaning Machines; Shaft Bearings; Shaft Couplings; Sharpening Wheels; Sieves (Machine); Speed Reducers and Reversible Speed Reducers for Electric Drills; Machine Sprockets; Chains for Power Transmission Application for Machines; Stand Mounted Sanding, Grinding and Abrasive Machines; Starters for Motors and Engines Not for Land Vehicles; Electric Motor Stators; Support Arms for Supporting Threaders on Power Drives; Supports for Supporting Pipe During Machine Threading Operation; Take-Up Units and Frames for Belt and Chain Drives; Tamping and Packing Machines; Tapping Machines; Torque Limiters and Tighteners; [Vacuum Shredder-Baggers;] Vibrating Screens; Vibratory Separators; Waste Disposal Machines, and Worm Gears Not for Land Vehicles [, Gas Welding and Cutting Machines] and Parts Therefor</p>
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U.S. Registration No.	1795768	Application Date	11/16/1989
Registration Date	09/28/1993	Foreign Priority Date	NONE
Word Mark	EMERSON		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 011. First use: First Use: 1992/01/27 First Use In Commerce: 1992/01/27 VALVES FOR FLUID CONTROL		


U.S. Registration No.	3673383	Application Date	08/06/2001
Registration Date	08/25/2009	Foreign Priority Date	NONE
Word Mark	EMERSON PROCESS MANAGEMENT		


Design Mark	EMERSON PROCESS MANAGEMENT
Description of Mark	NONE
Goods/Services	<p>Class 006. First use: First Use: 2002/07/00 First Use In Commerce: 2002/07/00 pressure and level measurement devices,namely, manually operated metal valves,namely, fluid flow control valves, shut-off valves and valve balls; manually operated valves of metal; mounting bracketkits comprising metal mounting bracketsand metal bolts; steel resistance plates designed to reduce aerodynamic noise</p> <p>Class 007. First use: First Use: 2002/07/00 First Use In Commerce: 2002/07/00 pneumatic valve actuators; linear valveactuators</p> <p>Class 035. First use: First Use: 2005/02/00 First Use In Commerce: 2005/02/00 business project management, business planning, business consulting in the field of business coordination of process management projects; procurement services,namely, selection and acquisition of equipment and machinery for use by others in the chemical, food and beverage, hydrocarbon and energy, life sciences, power, pulp and paper, refining and water andwastewater industries; energy usage management services; outage management, namely, energy usage management to prevent power outages; inventory management of machinery spare parts</p> <p>Class 041. First use: First Use: 2004/03/00 First Use In Commerce: 2004/03/00 Educational services, namely, conducting classes, seminars, conferences, lectures, workshops in the fields of process control and automation, and plant, facility, machinery and equipment maintenance and optimization and distributing coursematerials in connection therewith</p>

U.S. Registration No.	3722741	Application Date	08/06/2001
Registration Date	12/08/2009	Foreign Priority Date	NONE
Word Mark	EMERSON PROFESSIONAL TOOLS		
Design Mark	EMERSON PROFESSIONAL TOOLS		
Description of Mark	NONE		
Goods/Services	<p>Class 006. First use: First Use: 2002/08/00 First Use In Commerce: 2008/08/00 metal brackets for truck boxes and ladder racks; metal tool boxes; metal storage boxes; anvils; metal pipe stands; metal storage and organizer products, namely, storage chests, tool boxes, doors, chests, and metal hardware and accessories pertaining thereto, sold individually and in combination, namely, metal shelf brackets, metal casters, metal wall brackets, metal support brackets; metal storage tanks for liquid and gas transfer; metal casters and metal jaw covers for vises</p> <p>Class 007. First use: First Use: 1998/03/00 First Use In Commerce: 1998/03/00 sliding platforms for vehicles; industrial vacuum cleaners; power tools, namely, abrasive saws, power-operated core drills; power-operated drain cleaning machines; hydraulic knock-out sets comprisinghydraulic punches; pipe and bolt threading machines; pipe roll grooving machines; power operated pipe threading machines; power-operated pipe threading equipment, namely, die heads for</p>		

	<p>threading machines, pipe dies for use with threading machines; power-operated geared threader parts, namely, die heads, die head racks, leg, tray, wheel and cabinet stands; machine parts, namely, carriages especially adapted for holding pipe and bolt threading machines; power drive machines, namely, machines for rotating pipe and rods; machine parts, namely, loops specially adapted for power-operated geared threaders; power operated machine parts, namely, support arms and pipe supports for supporting pipe during threading operation; power drill bits; power operated pipe roll groovers; power operated drain and pipe machines for cleaning drains, namely, power operated plumbing snakes, power operated drain and sewer cleaning machines, namely, sink machines, drum machines, sectional machines, rodder machines and water jetting machines; power operated drain diagnostic machines for cleaning and inspecting pipes, sump pumps, electric utility sewage pumps, electric semi-trash pumps, electric sewage ejection pumps, namely, power operated sink machines, power operated drum machines, power operated sectional machines, power operated rodder machines, and power operated water jetting machines; power operated pressing tools; manually operated pipe and tubing cutting machines</p> <p>Class 008. First use: First Use: 1999/06/00 First Use In Commerce: 1999/06/00 full line of manually operated hand tools for industrial, commercial and domestic use and replacement parts therefor and accessories and attachments therefor sold as a unit, namely, wrenches, ratchet wrenches, and adjustable wrenches; manually operated hand tools, namely, pliers, pipe roll groovers, hand tools, namely, taps, tubing cutters, conduit benders, conduit cutters, tube expanders, swaging tools for shaping pipes, sizing tools for conduit, deburring tools, wire strippers, cable cutters, cable trimmers, cable strippers, bolt cutters; manually operated hand tools, namely, tube end flarers and tube cutters, and tube benders; hand tools, namely, hammers and pliers; hand tools, namely, hacksaw blades; hand tools, namely, tube flarers, tube benders and tube cutters; manually operated tubing cutters; manually operated tapping machines; metal vises; hand tools, namely, toilet augers; hand operated drain cleaning tools, namely, hand spinners</p> <p>Class 009. First use: First Use: 2001/08/24 First Use In Commerce: 2001/08/24 electric soldering guns; pipe inspection machines for inspecting pipes</p> <p>Class 011. First use: First Use: 2004/07/00 First Use In Commerce: 2004/07/00 pipe thawing machines comprising thermoelectric heating units and electric power cables for wrapping around pipes; pipe freezing equipment comprised of refrigeration units, freeze gel and hosing for use in the plumbing field</p> <p>Class 012. First use: First Use: 2003/00/00 First Use In Commerce: 2003/00/00 transport carts</p> <p>Class 020. First use: First Use: 2003/10/00 First Use In Commerce: 2003/10/00 work benches; workstations having multi-use work surfaces for use in a wide variety of fields, comprising, shelving, cabinets, work tops, bin boxes and bin dividers, shelf work covers, file boxes and panels, sold as a unit; metal storage and organizer products, namely, cabinets, work benches, and drawers; metal drawers for metal tool chests; metal drawers for storage; metal drawers for metal workbenches</p>
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U.S. Registration No.	3861153	Application Date	10/13/2000
Registration Date	10/12/2010	Foreign Priority Date	NONE
Word Mark	EMERSON		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 011. First use: First Use: 2005/01/00 First Use In Commerce: 2005/01/00 household air cleaners; air purifying units for domestic, commercial and industrial use; ceiling fans; air circulators

U.S. Registration No.	4064996	Application Date	08/06/2001
Registration Date	12/06/2011	Foreign Priority Date	NONE
Word Mark	EMERSON PROCESS MANAGEMENT		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 007. First use: First Use: 2001/10/00 First Use In Commerce: 2001/10/00 Regulators being parts of machines, and not part of plumbing, heating or cooling installations, namely, gas flow regulators, gas pressure regulators, gas pressure regulators for controlling gas, air or water, air pressure regulators, pressure regulators, fuel pressure regulators and air and fuel regulators</p> <p>Class 009. First use: First Use: 2001/10/00 First Use In Commerce: 2001/10/00 control plates, namely electrical control panels; condenser regulator control valves for regulating the flow of liquids and gases; flow selectors, namely, fluid and gas flow regulators that select the appropriate fluid or gas flow for commercial and industrial use; pressure, temperature, level and flow measurement devices, namely, pressure, density and flow rate determining units for process monitoring and water treatment control in the nature of commercial flow regulators; automatic temperature regulators; temperature control valves for regulating the temperature of water in water treatment plants; temperature responsive, flame responsive, and pressure responsive switching devices in the nature of electric switches that are temperature responsive, flame responsive, pressure responsive; electric temperature controls; temperature control devices for electric hot water heaters in the nature of temperature sensors; temperature indicators, temperature recorders and electronic fluid temperature control units for industrial waste processing plants; temperature detectors and associated electrical controllers; solid state temperature electric controllers; electronic speed controllers; solid state temperature electrical controllers; overheat controls, namely, electrical controllers to prevent overheating in refrigeration systems; electronic temperature control apparatus for control of heating/cooling units used in industrial processing and commercial applications, namely temperature sensors, and temperature control devices for electric hot water heaters, namely, temperature</p>		

	<p>sensors; electrical oil burner controls; gas burner electrical controls; flow meters for measuring, indicating, recording and controlling the flow of fluids; sight flow indicators; signaling or alarm devices and systems for sensing and regulating or controlling fluid level or fluid flow in the nature of emergency signal transmitters; electronic motion and position transmitters for use in connection with flow meters and fluid level indicators; flow-indicating, flow-recording, flow-controlling, flow-proportioning and flow-interpreting equipment for use with flow meters to sense the position of a flow-responsive element and to transmit, signal, indicate or record the same at a place remote from the flow meter, or to record, control, proportion or interpret the fluid flow to or from the flow meter in the nature of computers and computer processing units; diaphragm-type pressure transmitting seals for use with pressure responsive flow meters consisting of a radio transmitter and a metal seal sold as a unit; positive displacement bi-rotor fluid meters; liquid level gauges; liquid and flowable solids level indicators; bin and tank level indicators; display and recording units consisting of computers and computer hardware for measuring level, density, weight, mass flow and moisture content of industrial process materials; flow control valves for regulating the flow of liquids and gases for refrigerating units; variable area flow meters for measuring, indicating, recording, and controlling the flow of fluids; motion or position digital transmitters for use in connection with flow meters and fluid level indicators; gas flow regulators in the nature of flow meters; flow meters for measuring, indicating, recording, and controlling the flow of fluids; flow rate indicating meters; gas flow revolution counters, temperature, pressure, density, flow rate, and pH determining units in the nature of electronic sensors for process monitoring and water treatment control; mass flow electrical controller; gas and liquid flow electrical controllers for industrial use, primarily in the pharmaceutical, semiconductor, biotech and petrochemical industries; liquid analysis instruments and equipment, namely, liquid level sensors; automatic liquid sampling devices for use with liquid analysis instruments, namely, sensors, transmitters and analyzers for measuring pH, ORP, conductivity, dissolved oxygen chlorine, ozone suspended solids and turbidity; indicating and measuring instruments, namely, industrial process pressure recorders and electrical controllers, flow measurement electric recorders and electrical controllers, gas and liquid analysis electric recorders and electrical controllers; liquid level analysis meters; residual gas analyzers; combustion analyzers; electronic signaling and control devices responsive to liquid or gas flow in industrial flow-measuring equipment, namely, signal conditioning and communication device for industrial process control; gas flow regulators for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; gas pressure regulators for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; gas pressure regulators for controlling gas, air or water for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; laboratory analyzers, namely laboratory residual gas analyzers; control valves for regulating the flow of gases; electro-mechanical instruments for use in measuring the pressure and flow of a valve or regulator; automatic valves, namely, automatic check valves, automatic ball check valves; automatic piezoelectrically operated valves; analog and digital electric and electronic control, operating, diagnostic and connecting elements and units, namely, computers for controlling, operating, diagnosing and connecting data in plants; explosion proof automatic valves; pressure equalizing automatic valves; pressure relief valves for use in farm trap applications; automatic regulating valves; control devices in the nature of electronic controllers for the forcible opening of automatic compressor valves; valve position electronic sensors for determining valve position; electric valve actuators; automatic condenser regulation control valves; automatic ball valves; automatic seal valves; automatic butterfly valves; combination valves consisting of control valves for regulating the flow of gases and liquids and automatic valves; automatic globe control valves; automatic jacketed valves; automatic line block valves; automatic needle control valves; automatic plug valves; solenoid valves in the nature of electromagnetic switches; digital electrical valve controllers;</p>
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	<p>automatic steam conditioning valves; automatic rotary valves; automatic segmented ball valves; electric plug valves; automatic full bore pipe line ball valves; automatic high performance butterfly valves; universal automatic globe valves; general service automatic globe valves; chemical service automatic globe valves; high pressure automatic globe valves; digital level electrical controllers; digital fluid level transmitters; pneumatic pressure controllers; pneumatic temperature controllers; automatic lowflow valves; automatic rotary eccentric plug valves; automatic sanitary valves; valve instrumentation, namely, electro-pneumatic transducers, position digital transmitters, automatic trip valves featuring volume boosters that are used in conjunction with a positioner on a throttling control valve to increase stroking speed; air pressure regulators for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; electro-mechanical instruments for use in measuring the pressure and flow of a valve or regulator, namely pressure gauges and air flow gauges; pressure regulators for controlling the flow of gases not being parts of plumbing, heating, cooling installations or machines; fuel pressure regulators for controlling the flow of gases not being parts of plumbing, heating, cooling installations or machines; electrical devices for measuring physical properties of flowable materials and controlling process equipment and accessories therefor namely, electrical power supplies and air flow regulators, converters, air flow meters, and electrical controllers; air and fuel regulators for controlling the flow of gases not being parts of plumbing, heating, cooling installations or machines; plant, facility and field process management devices, namely, residual gas analyzers, electrical valve controllers, digital conductivity transmitters, digital valve controllers, fan/damper electric valve actuators, fluid flow and fluid density meters, gas chromatograph, magnetic flow meters, oxygen analyzers, oxygen digital transmitters, pH digital transmitters, pressure digital transmitters, temperature digital transmitters, electric valve actuators, vortex water flow meters; computer software for process and facility automation, management and optimization, namely, database management software for process variability reduction, increased plant availability, reduced capital and engineering costs, reduced operations and maintenance costs, enhanced safety and environmental compliance; automatic valves; gas flow meters for domestic, industrial, commercial or agricultural use; fluid flow indicators; signal and alarm devices for the detection of equipment failure and malfunction; valve position indicators; process calibrators; calibrators to identify calibration errors; motion or position digital transmitters for use in connection with flow meters and fluid level indicators; digital transmitters for use with moisture, humidity and/or temperature sensors, and with moisture, humidity and/or temperature indicators, recorders and control units; electronic motion or position transmitters, particularly adapted for use in connection with flow meters and liquid level indicators; liquid level digital transmitters; purge meters functioning as variable area flow meters for both liquid and gas; electrical conductivity meters; flow rate indicating meters for liquids and gas; petrol meters; regulatory, recording and interpretative fluid meters and devices used in connection therewith for commercial and industrial use, namely, flow meters for measuring, indicating, recording and controlling the flow of fluids, oil gauges, liquid level gauges, positive displacement fluid flow meters; flow computers; oil gauges; liquid level gauges; apparatus and instruments for measuring, controlling, supplying and distributing gases and mixtures thereof, namely, gas flow meters, mass flow meters and electrical controllers; electronic fluid analysis meters; electric valve actuators; switchboxes; speed control plates consisting of electronic speed controllers inside of a metal plate; electrical power supplies; computer database management software for asset, equipment and facility management; computer software for industrial process control; computer software for database management that stores data process control information; remote repair and diagnosis equipment in the nature of computers for the remote repair and diagnosis of equipment; electrical controls for increasing stroking speed on throttling control valves; computer industrial process control software for reducing process variability and facilitating regulatory compliance; computer industrial process control software for lowering facility installation, operating and maintenance</p>
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	<p>ance costs; computer industrial control software for improving process up time; computer industrial process control software for increasing machinery asset utilization, monitoring and communicating process and equipment information; computer industrial process management software for reducing unplanned energy outages and optimizing the distribution of machinery load demands across multiple units or unit components; ultrasonic sensing systems, namely, liquid level sensors; temperature sensors; non-contacting pressure sensors; production optimization industrial process management software; performance monitoring industrial process management software; analytical instruments, namely, instruments for measuring pressure, temperature, level and flow of liquids and gasses; remote operations electrical controllers; digital pressure transmitters; digital mass flow transmitters; digital multivariable transmitters; digital absolute pressure transmitters; digital gauge pressure transmitters; digital pressure transmitters for the pulp and paper industry; digital pressure transmitters for the food and pharmaceutical industries; digital temperature transmitters; programmable digital temperature transmitters; temperature sensors; radar level gauges; liquid level transmitters; vortex fluid and gas flow meters; mass fluid and gas flow transmitters; process and environmental analyzers in the nature of computers for gathering and logging data and monitoring processes running on a given system and alerting as to when shut downs are appropriate and/or necessary; process chromatographs; gas BTU chromatographs; portable process chromatographs; portable gas BTU chromatographs; devices in the nature of computers for recording process variables, namely, flow rate, density, level, pressure and temperature; solid state temperature electrical controllers; electronic programmable servo control units for industrial use, consisting of electronic servo motor controllers, brushless servo motors and digital servo motor drives; electronic temperature control apparatus for control of heating/cooling units used in industrial processing and commercial applications consisting of temperature sensors and electrical controllers; dynamoelectric controls used in industrial processing and commercial applications; electrical controllers; temperature control devices for electric hot water heaters; oil burner controls; gas burner controls; remote controls for operating machines; electronic speed controllers for machinery; electric valve actuators; fluid flow control valves</p> <p>Class 011. First use: First Use: 2001/10/00 First Use In Commerce: 2001/10/00 Gas regulators; gas flow regulators in the nature of pressure regulators for gas installations; gas flow regulators in the nature of pressure regulators for gas, air and water installations; automatic valve in the nature of a combination gas pressure regulator and redundant solenoid gas valve for use in forced air furnaces, boilers, clothes dryers and gas water heaters; gas flow regulators being parts of gas, water, and sanitary installations; air pressure regulators being parts of gas, water, and sanitary installations; pressure regulators being parts of gas, water, and sanitary installations; fuel pressure regulators being parts of gas, water, and sanitary installations; air and fuel pressure regulators being parts of gas, water, and sanitary installations</p> <p>Class 035. First use: First Use: 2001/10/00 First Use In Commerce: 2001/10/00 Technical consultation in the field of operations efficiency, namely, business efficiency advice</p> <p>Class 037. First use: First Use: 2001/10/00 First Use In Commerce: 2001/10/00 Industrial and commercial machine and equipment repair and predictive maintenance services in the chemical, food and beverage, hydrocarbon and energy, life science, pharmaceutical, power, pulp and paper, refining and water and waste water industries; installation and repair of process control and automation systems consisting of computers, automation software, measurement devices, analytical instruments and valves; machinery repair and replacement</p> <p>Class 042. First use: First Use: 2001/10/00 First Use In Commerce: 2001/10/00 Technical consulting services in the fields of design, engineering, testing, analysis and evaluation of plant machinery and facility machinery; technical consult-</p>
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	ing services regarding designing plant and facility machinery to reduce operational costs; technical consulting in the field of plant and facility engineering, namely, testing and evaluation of machinery to improve performance and efficiency of such machinery; engineering services; diagnostic services in the field of machinery, plant machinery and facility machinery, featuring remote analysis of machinery; plant, facility and machinery troubleshooting in the nature of diagnosis services of machinery; product safety performance testing of plant and facility machinery and equipment to ensure satisfactory performance; machinery calibration; remote performance monitoring of process and mechanical plant and facility equipment, namely, remote performance monitoring of facility machinery and heating, ventilating and air conditioning apparatus for process and mechanical plants
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Attachments	76975791#TMSN.png(bytes) 76978561#TMSN.png(bytes) 76978211#TMSN.png(bytes) 74801308#TMSN.png(bytes) 71093643#TMSN.png(bytes) 74801310#TMSN.png(bytes) 76978420#TMSN.png(bytes) 76977332#TMSN.png(bytes) 76978210#TMSN.png(bytes) 76294524#TMSN.png(bytes) 79138965 Notice of Opposition EMERSON TECHNIK.PDF(3437053 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/lhc/
Name	LISABETH H COAKLEY
Date	04/20/2015

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Emerson Electric Co.,)	
Opposer,)	
	)	Opposition No. _____
v.	)	Serial No. 79/138,965
	)	Mark: EMERSON TECHNIK
S.C. Ion Mos S.R.L.	)	& Design
Applicant.	)	Published: October 21, 2014
)	


NOTICE OF OPPOSITION



Opposer, Emerson Electric Co., a Missouri corporation with a business address of 8000 W. Florissant Avenue, St. Louis, Missouri 63136, hereby opposes registration of the mark EMERSON TECHNIK & Design that is the subject of application Serial No. 79/138,965 published in the *Official Gazette* on October 21, 2014, and requests that registration to Applicant be refused.

As grounds in support of its Opposition, Opposer asserts as follows:


1. Opposer, for many years, and well prior to the filing of the subject application and long prior to any date of first use upon which Applicant can rely, has adopted and continuously used the mark "EMERSON" and marks consisting of "EMERSON" for a wide range of goods and services including, but not limited to, equipment, machinery and various machinery parts for the food industry in International Classes 7 and 11.

2. Opposer is the owner of the following United States Trademark Registrations:

Mark	Reg. No. / Reg. Date	Goods
	3689743 09/29/2009	Class 11: Replacement parts for ranges.
EMERSON	1717861 09/22/1992	Class 11: Water purifying units; electric water boilers; ceiling fans; valves for heating systems; electric water heaters and electric

Mark	Reg. No. / Reg. Date	Goods
		non-coin operated hot water dispensers permanently attached to plumbing; gas burner igniters.
 EMERSON	3744986 02/02/2010	Class 11: Thermostatic valves; hot water heaters and dispensers.
 EMERSON	3718938 12/01/2009	Class 7: Power operated pipe groovers; drain and sewer cleaning machines in the nature of power operated snakes, drain diagnostic machines for diagnosing problems with blocked drains; pipe inspection machines, pipe cutting machines, namely, groovers; power operated pipe cutters; food waste disposers and garbage disposals.
EMERSON	1795612 09/28/1993	Class 7: Compressors for use in refrigeration, heating, ventilation, and air conditioning; and valves for fluid control being parts of machines.
EMERSON	0111931 08/15/1916	Class 7: Electric motors, electric fans, including fans of portable, wall, ceiling, and floor types, electric exhaust-fans, electric generators, electric motor-generators, electrically-operated water pumps, electrically-operated lathes, grinders Class 11: Electrically-operated furnace-blowers.
EMERSON	1331669 04/23/1985	class 7: Mechanical adjustable speed drives; agricultural watering machines; electric alternators; bearing units and parts thereof; bearings for machines; belt conveyors; pipe, tube conduit and rod bending machines; blowing machines; bracket adapters for geared threaders; hydraulic brakes for machines; cable sheave brackets; brushes for attachment to power drives; cams for machinery; carriages for holding pipe and bolt threaders on power drives; check valves, relief valves, gate valves, and globe valves, being parts of machines; pipe threading machines; drill presses and lathes; chucks, chuck keys, and chuck adapters; drill bits; drills; rotary driven cable for sewer cleaning machines; cutting heads for sewer cleaning machines; clutches for machines; clutch-brake transmissions for machines; trash compactors; conservation vent valves; conveyor pulleys; hubs and bushings; couplings for connecting input to output shafts to transmit power therebetween, cranes, crushers, current generators gas mixers for welding torches, cutting torches and tips, depth locators for portable power tools; derricks; die head adapters for lathes and drill presses; drive bars for transmitting power; drive shafts with universal joints therein; power drives for rotating pipe and rods; electric generators; electric motors not for land vehicles; high speed flexible shaft electric tools, swivel base or wall mounted; emery wheels; stands and holders for electric tools. kits comprising various combinations of tools and including sandpaper, polishing pads, drills, saw blades, brushes, carving cutters, routing cutters, collets, emery wheels dressing stones, polishing wheels, cutoff wheels, buffing wheels, grinding wheels, wire wheels, engraving

Mark	Reg. No. / Reg. Date	Goods
		points, mandrels and chucks, sold as a unit; flexible couplings for machines; floatation type separators for material separation; gear boxes for machines; gear reducers; gear transmission pump drives; gears for machinery; grinding and finishing mills; grinding machines (garbage disposals); hoists; igniters for clothes driers and gas furnaces; index drives; indexing conveyors keys for shafts of machines not vehicles; leaf shredders; liquid seal valves and units; loops for geared threaders; machine belts; motor driven tubing brushing machines; pipe and bolt threading machines; motor bases for machines; nozzles for machines; oil separating machines; oscillator drives; overload clutches for machines; piston and vane actuators; polishing heads (parts of machines); portable electric tools-namely, chisels, cut-off, machines, disc grinders, die grinders, drills, hammer drills, hammers, impact wrenches, laminate trimmers, nut runners, planes, polishers, sanders, (disc, belt and orbital), saws (circular, jig, recipro and saber), screwdrivers and shears; portable gasoline powered drives; power drill speed reducers; power driven chain saws; power tool attachments-namely, threading dies, drive adapters, nipple chucks, pipe cutters and reamers, taps and brushes; power transmission equipment-namely, gears, racks and pinions, pulley, pillow and flange blocks, machine pulleys. pumps-namely, submersible, hollow shaft irrigation, and sewage pumps; riddles, being parts of machines; roller bearings in barrel and swivel form; router-duplicators; routers; set collars for shafts; sewer and drain cleaning machines; shaft bearings; shaft couplings; sharpening wheels; sieves (machine); speed reducers and reversible speed reducers for electric drills; machine sprockets; chains for power transmission application for machines; stand mounted sanding, grinding and abrasive machines; starters for motors and engines not for land vehicles; electric motor stators; support arms for supporting threaders on power drives; supports for supporting pipe during machine threading operation; take-up units and frames for belt and chain drives; tamping and packing machines; tapping machines; torque limiters and tighteners; vibrating screens; vibratory separators; waste disposal machines, and worm gears not for land vehicles and parts therefor.
EMERSON	1795768 09/28/1993	Class 11: Valves for fluid control.
EMERSON PROCESS MANAGEMENT	3673383 08/25/2009	Class 7: Pneumatic valve actuators; linear valve actuators.
EMERSON PROFESSIONAL TOOLS	3722741 12/08/2009	Class 7: Sliding platforms for vehicles; industrial vacuum cleaners; power tools, namely, abrasive saws, power-operated core drills; power-operated drain cleaning machines; hydraulic knock-out sets comprising hydraulic punches; pipe and bolt threading machines; pipe roll grooving machines; power operated pipe

Mark	Reg. No. / Reg. Date	Goods
		<p>threading machines; power-operated pipe threading equipment, namely, die heads for threading machines, pipe dies for use with threading machines; power-operated geared threader parts, namely, die heads, die head racks, leg, tray, wheel and cabinet stands; machine parts, namely, carriages especially adapted for holding pipe and bolt threading machines; power drive machines, namely, machines for rotating pipe and rods; machine parts, namely, loops specially adapted for power-operated geared threaders; power operated machine parts, namely, support arms and pipe supports for supporting pipe during threading operation; power drill bits; power operated pipe roll groovers; power operated drain and pipe machines for cleaning drains, namely, power operated plumbing snakes, power operated drain and sewer cleaning machines, namely, sink machines, drum machines, sectional machines, rodder machines and water jetting machines; power operated drain diagnostic machines for cleaning and inspecting pipes, sump pumps, electric utility sewage pumps, electric semi-trash pumps, electric sewage ejection pumps, namely, power operated sink machines, power operated drum machines, power operated sectional machines, power operated rodder machines, and power operated water jetting machines; power operated pressing tools; manually operated pipe and tubing cutting machines.</p> <p>Class 11: Pipe thawing machines comprising thermoelectric heating units and electric power cables for wrapping around pipes; pipe freezing equipment comprised of refrigeration units, freeze gel and hosing for use in the plumbing field.</p>
 EMERSON	3861153 10/12/2010	Class 11: Household air cleaners; air purifying units for domestic, commercial and industrial use; ceiling fans; air circulators.
EMERSON PROCESS MANAGEMENT	4064996 12/06/2011	<p>Class 7: Regulators being parts of machines, and not part of plumbing, heating or cooling installations, namely, gas flow regulators, gas pressure regulators, gas pressure regulators for controlling gas, air or water, air pressure regulators, pressure regulators, fuel pressure regulators and air and fuel regulators.</p> <p>Class 11: Gas regulators; gas flow regulators in the nature of pressure regulators for gas installations; gas flow regulators in the nature of pressure regulators for gas, air and water installations; automatic valve in the nature of a combination gas pressure regulator and redundant solenoid gas valve for use in forced air furnaces, boilers, clothes dryers and gas water heaters; gas flow regulators being parts of gas, water, and sanitary installations; air pressure regulators being parts of gas, water, and sanitary installations; pressure regulators being parts of gas, water, and sanitary installations; fuel pressure regulators being parts of gas, water, and sanitary installations; air and fuel pressure regulators being parts of gas, water, and sanitary installations.</p>

(“Opposer’s Marks”). These registrations are valid, subsisting and over five (5) years old. A copy of the Certificates of Registration, TSDR printout and Assignment Abstract of Title for each of the foregoing registrations is attached. Opposer’s Marks together with its common law marks constitute a valuable family of marks (“Opposer’s EMERSON Marks” or “EMERSON Marks”).

3. Opposer has for many years spent considerable sums of money in connection with the advertisement and promotion of the EMERSON Marks and as a result, has established a worldwide reputation for high quality equipment, machinery and various machinery parts including for use in the food industry. As a consequence, the EMERSON Marks have come to identify Opposer as the source of superior machinery and equipment for the food industry, including but not limited to, for the heating, cooling, and refrigeration of food, food storage units and various mechanical components and replacement parts therefor.

4. Applicant seeks to register the mark EMERSON TECHNIK & Design (“Applicant’s Mark”) in the United States for “equipment and machinery for food industry, namely, meat filling machines, choppers, electric tumblers for mixing, coating and marinating food, electric mixers, electric food grinders, electric slicers, machine for brine injection, food processing machines for the preparation of brine” in Class 7 and “electric, steam, diesel, oil and gas-powered cooking and smoking chambers for the food industry, namely smokers, ovens, stoves, roasters, steamers and dehydrators” in Class 11. That application was filed on May 13, 2013, and was assigned Serial No. 79/138,965 (“the “Opposed Application”).

5. The Opposed Application is based upon Section 66(a) and seeks to extend protection of International Registration No. 1182960 for the mark EMERSON TECHNIK & Design. The International Registration (“IR”) is based upon a Romania trademark registration for the mark EMERSON TECHNIK & Design. Opposer has filed Romania Petitions to Cancel both Applicant’s

IR and the Romanian national registration on which it is dependent. **These Cancellation actions are currently pending in the Bucharest Court of Law in Romania.** If the basic Romania registration is cancelled, the Opposed Application will be refused, the instant Opposition will be moot and all other extensions of protection of the IR will be void.

COUNT I

Applicant's Mark is Likely to Cause Confusion

6. Opposer re-alleges and incorporates by reference the allegations of paragraphs 1 – 5.
7. The Opposed Application covers goods that are related to those covered by Opposer's Marks.
8. Opposer's customers, and the public generally, are likely to be confused, mistaken or deceived as to the origin and sponsorship of Applicant's goods marketed under Applicant's Mark and misled into believing that such goods emanate from, or are licensed by or are in some way directly or indirectly associated with Opposer, to the damage and detriment of Opposer.
9. Applicant's Mark so resembles Opposer's Marks previously used and registered as to be likely, when applied to the goods claimed in the Opposed Application to cause confusion, mistake, or deception within the meaning of Section 2(d) of the Trademark Act, 15 U.S.C. 1052(d).

COUNT II

Applicant's Mark is Deceptive

10. Opposer re-alleges and incorporates by reference the allegations of paragraphs 1 – 9.
11. Applicant's Mark is nearly identical to the EMERSON Marks and upon information and belief, there is channel of trade and purchaser or end user overlap between the parties' respective goods under the marks at issue. Accordingly, persons familiar with Opposer's EMERSON Marks are

likely to use Applicant's goods offered under Applicant's Mark in the mistaken belief that those goods are authorized, sponsored and/or endorsed by Opposer within the meaning of Section 2(a) of the Trademark Act, 15 U.S.C. 1052(a). As a result, Opposer would be injured by the registration of Applicant's Mark.

COUNT III

Applicant's Mark Creates a False Suggestion of Connection or Association

12. Opposer re-alleges and incorporates by reference the allegations of paragraphs 1 – 11.

13. The use of Applicant's Mark in connection with the goods claimed in the Opposed Application falsely suggests a connection with Opposer within the meaning of Section 2(a) of the Trademark Act, 15 U.S.C. 1052(a). As a result, Opposer would be injured by the registration of Applicant's Mark.

COUNT IV

Applicant's Mark Will Dilute Opposer's EMERSON Marks

14. Opposer re-alleges and incorporates by reference the allegations of paragraphs 1 – 13.

15. Opposer's EMERSON Marks became famous long before Applicant filed the Opposed Application or first used the applied for mark.

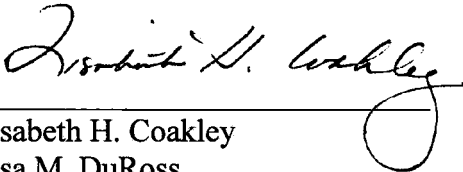
16. Applicant's mark is likely to dilute Opposer's EMERSON Marks within the meaning of the Federal Trademark Dilution Action of 1995, as amended by the Trademark Revision Act of 2006, resulting in damage and injury to Opposer's Registered Marks. As a result, Opposer would be injured by the registration of Applicant's Mark.

WHEREFORE, Opposer prays that this Opposition be sustained and that registration to Applicant be refused.

Respectfully Submitted,

EMERSON ELECTRIC CO.

Dated: April 20, 2015

By: 
Lisabeth H. Coakley
Lisa M. DuRoss

HARNESS, DICKY & PIERCE, P.L.C.
Suite 200, 5445 Corporate Drive
Troy, Michigan 48098
T: 248-641-1600
F: 248-641-0270

Attorneys for Opposer Emerson Electric Co.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Emerson Electric Co.,)	
Opposer,)	
	)	Opposition No. _____
v.	)	Serial No. 79/138,965
	)	Mark: EMERSON TECHNIK
S.C. Ion Mos S.R.L.	)	& Design
Applicant.	)	Published: October 21, 2014
_____)	

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **Notice of Opposition** has been served on Applicant S.C. Ion Mos S.R.L., by mailing said copy to the correspondence address of record with the Trademark Trial and Appeal Board, on April 20, 2015, via First Class Mail, postage prepaid, to:

Michael D. Fishman
Rader, Fishman & Grauer PLLC
39533 Woodward Ave., Ste. 140
Bloomfield Hills, MI 48304



Timothy J. Comparoni

United States of America

United States Patent and Trademark Office



Reg. No. 3,689,743 EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
Registered Sep. 29, 2009 8000 WEST FLORISSANT AVENUE
ST. LOUIS, MO 63136

Int. Cl.: 11 FOR: REPLACEMENT PARTS FOR RANGES, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

TRADEMARK FIRST USE 0-0-2002; IN COMMERCE 0-0-2002.
PRINCIPAL REGISTER OWNER OF U.S. REG. NOS. 111,931, 1,820,423, AND OTHERS.

THE STIPPLING IS A FEATURE OF THE MARK.

SN 76-975,791, FILED 10-13-2000.

PAULA MAHONEY, EXAMINING ATTORNEY



David J. Kybas

Director of the United States Patent and Trademark Office

STATUS

DOCUMENTS

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Mark: EMERSON



US Serial Number: 76975791

Application Filing Date: Oct. 13, 2000

US Registration Number: 3689743

Registration Date: Sep. 29, 2009

Register: Principal

Mark Type: Trademark


Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Sep. 29, 2009

Publication Date: Oct. 28, 2008

Notice of Allowance Date: Jan. 20, 2009

▼ Mark Information

 Copyright All
rights reserved by the owner of the mark.

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Lining and Stippling The stippling is a feature of the mark.

Statement:

Design Search Code(s): 26.01.29 - Helixes; DNA helix

▼ Related Properties Information

Claimed Ownership of US 0111931, 1815785, 1820423, 76146750, 76978210, 76978211 and others
Registrations:Parent Of: 76978210, 76978211Child Of: 76146750

▼ Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Replacement parts for ranges

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: 2002

Use in Commerce: 2002

▼ Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: Emerson Electric Co.

Owner Address: 8000 West Florissant Avenue
St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where MISSOURI
Organized:

• Attorney/Correspondence Information

Attorney of Record

Attorney Name: Lisabeth H. Coakley

Correspondent

Correspondent LISABETH H COAKLEY
Name/Address: HARNESS, DICKEY & PIERCE PLC
PO BOX 828
BLOOMFIELD HILLS, MICHIGAN 48303
UNITED STATES

Domestic Representative - Not Found

• Prosecution History

Date	Description	Proceeding Number
Sep. 29, 2009	REGISTERED-PRINCIPAL REGISTER	
Aug. 27, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	66121
Aug. 25, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 24, 2009	STATEMENT OF USE PROCESSING COMPLETE	65362
Jul. 20, 2009	USE AMENDMENT FILED	65362
Aug. 18, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
Jul. 20, 2009	TEAS STATEMENT OF USE RECEIVED	
Jan. 20, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 28, 2008	PUBLISHED FOR OPPOSITION	
Oct. 08, 2008	NOTICE OF PUBLICATION	
Sep. 22, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	66121
Sep. 19, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 18, 2008	AMENDMENT FROM APPLICANT ENTERED	66121
Jul. 18, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Jul. 15, 2008	ASSIGNED TO LIE	66121
Jul. 15, 2008	FAX RECEIVED	
Jan. 17, 2008	ACTION GRANTING REQ. FOR RECON. MAILED	
Jan. 17, 2008	ACTION CONTINUING A FINAL - COMPLETED	76745
Mar. 19, 2007	ACTION GRANTING REQ. FOR RECON. MAILED	
Mar. 19, 2007	ACTION CONTINUING FINAL - COMPLETED	76745
Feb. 19, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 19, 2007	EX PARTE APPEAL-INSTITUTED	975791
Feb. 19, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	975791
Feb. 19, 2007	EXPARTE APPEAL RECEIVED AT TTAB	
Aug. 21, 2006	FINAL REFUSAL MAILED	
Aug. 20, 2006	FINAL REFUSAL WRITTEN	76745
Jul. 03, 2006	DIVISIONAL PROCESSING COMPLETE	
Jul. 03, 2006	DIVISIONAL PROCESSING COMPLETE	
Jun. 15, 2006	DIVISIONAL REQUEST RECEIVED	
Jun. 20, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	78413
Jun. 14, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	78413
Jun. 15, 2006	PAPER RECEIVED	
Jun. 14, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 14, 2005	NON-FINAL ACTION MAILED	

Dec. 13, 2005	NON-FINAL ACTION WRITTEN	76745
Nov. 23, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	76538
Nov. 16, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	76538
Nov. 16, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 16, 2005	NON-FINAL ACTION MAILED	
May 16, 2005	NON-FINAL ACTION WRITTEN	76745
Mar. 29, 2005	LIE CHECKED SUSP - TO ATTY FOR ACTION	70997
Sep. 15, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	70997
Feb. 23, 2004	CASE FILE IN TICRS	
Oct. 21, 2003	LETTER OF SUSPENSION MAILED	
Oct. 20, 2003	ASSIGNED TO EXAMINER	76745
May 13, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 22, 2003	DIVISIONAL PROCESSING COMPLETE	
May 14, 2003	DIVISIONAL REQUEST RECEIVED	
Jun. 13, 2003	CASE FILE IN TICRS	
May 14, 2003	PAPER RECEIVED	
Nov. 14, 2002	LETTER OF SUSPENSION MAILED	
Feb. 15, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 31, 2002	REINSTATED	
Feb. 15, 2002	PETITION TO REVIVE-RECEIVED	
Dec. 27, 2001	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Apr. 26, 2001	NON-FINAL ACTION MAILED	
Apr. 04, 2001	ASSIGNED TO EXAMINER	76832
Mar. 29, 2001	ASSIGNED TO EXAMINER	76833
Mar. 21, 2001	ASSIGNED TO EXAMINER	78429

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Aug. 27, 2009

Assignment Abstract Of Title Information - None recorded

Proceedings - None recorded

Int. Cl.: 11

Prior U.S. Cls.: 13, 21, 31 and 34

Reg. No. 1,717,861

United States Patent and Trademark Office

Registered Sep. 22, 1992

**TRADEMARK
PRINCIPAL REGISTER**

EMERSON

EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
8000 WEST FLORISSANT AVENUE
ST. LOUIS, MO 63136

FOR: WATER PURIFYING UNITS; ELECTRIC BATH HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; AIR BLAST HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; BLOWER TYPE ELECTRIC HEATERS; ELECTRIC WATER BOILERS; GAS AND ELECTRIC BURNERS; CEILING FANS; FLUORESCENT LIGHTING FIXTURES AND PARTS THEREFOR FOR COMMERCIAL AND INDUSTRIAL USE; ELECTRIC CIRCULATION HEATERS; ELECTRIC LIGHTING FIXTURES FOR COMMERCIAL AND INDUSTRIAL USE; DRUM HEATERS; ELECTRIC AIR HEATERS FOR COMMERCIAL AND INDUSTRIAL USE OR FOR PERMANENT ATTACHMENT TO BUILDING STRUCTURES; CONVECTION HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; SHEATHED HEATING ELEMENTS; CYLINDER HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; FOOD TABLE HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; INDUSTRIAL SCREW PLUG IMMERSION HEATERS; ELECTRIC SPACE HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; PORTABLE ELECTRIC FANS; INDUSTRIAL FANS USED FOR VENTILATION AND EXHAUST PURPOSES; ELECTRIC HOT AIR FURNACES; ELECTRIC HOT PLATES FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; ELECTRIC IMMERSION HEATERS FOR COMMERCIAL, LABORATORY

AND INDUSTRIAL USE, AND, IN RESIDENTIAL USE, PERMANENTLY ATTACHED TO PLUMBING; EVAPORATIVE COOLERS; RESIDENTIAL ELECTRIC EXHAUST FANS; VALVES FOR PLUMBING AND HEATING SYSTEMS; AIR, GAS AND WATER FILTERING UNITS FOR INDUSTRIAL USE; FINNED DUCT TYPE AIR HEATERS AND OPEN-COIL ELECTRIC HEATING ELEMENTS USED IN DUCT HEATERS; STEAM HEAT ACCUMULATORS; ELECTRIC WATER HEATERS AND ELECTRIC NON-COIN OPERATED HOT WATER DISPENSERS PERMANENTLY ATTACHED TO PLUMBING; HUMIDIFIERS FOR CENTRAL HEATING SYSTEMS; INFRA-RED HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; ELECTRIC FURNACES; CENTRAL AIR CONDITIONING AND HEATING UNITS; ELECTRIC HEATERS FOR INDUSTRIAL FURNACES; ELECTRIC OVENS FOR COMMERCIAL, INDUSTRIAL AND LABORATORY USE; RADIANT HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; RADIANT HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; ELECTRIC STEAM BOILERS AND GENERATORS; STEAM SUPERHEATERS; STRIP, RING, DISC, TUBULAR, CARTRIDGE AND CLAMP-ON HEATERS; STUD AND BOLT HEATERS; TRACK SWITCH HEATERS; WATER TAPS; GAS BURNER IGNITERS; BUBBLERS (VALVES AND NOZZLES FOR DRINKING FOUNTAINS); ELECTRIC COFFEE URN ELEMENTS; ELECTRIC INDUSTRIAL NOZZLE HEATING ELEMENTS, AND FILTER-DRIERS FOR USE IN

STATUS

DOCUMENTS

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Mark: EMERSON

No Image exists for this case.

US Serial Number: 73391804

Application Filing Date: Sep. 29, 1982

US Registration Number: 1717861

Registration Date: Sep. 22, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Oct. 18, 2012

Publication Date: Feb. 12, 1985

Mark Information

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Acquired Distinctiveness In whole
Claim:**Related Properties Information**Claimed Ownership of US 0111931 and others
Registrations:**Goods and Services****Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: WATER PURIFYING UNITS; [ELECTRIC BATH HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; AIR BLAST HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; BLOWER TYPE ELECTRIC HEATERS;] ELECTRIC WATER BOILERS; [GAS AND ELECTRIC BURNERS;] CEILING FANS; [FLUORESCENT LIGHTING FIXTURES AND PARTS THEREFOR FOR COMMERCIAL AND INDUSTRIAL USE;] [ELECTRIC CIRCULATION HEATERS; ELECTRIC LIGHTING FIXTURES FOR COMMERCIAL AND INDUSTRIAL USE; DRUM HEATERS; ELECTRIC AIR HEATERS FOR COMMERCIAL AND INDUSTRIAL USE OR FOR PERMANENT ATTACHMENT TO BUILDING STRUCTURES; CONVECTION HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; SHEATHED HEATING ELEMENTS; CYLINDER HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; FOOD TABLE HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; INDUSTRIAL SCREW PLUG IMMERSION HEATERS; ELECTRIC SPACE HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; PORTABLE ELECTRIC FANS; INDUSTRIAL FANS USED FOR VENTILATION AND EXHAUST PURPOSES; ELECTRIC HOT AIR FURNACES; ELECTRIC HOT PLATES FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; ELECTRIC IMMERSION HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE, AND, IN RESIDENTIAL USE, PERMANENTLY ATTACHED TO PLUMBING;] [EVAPORATIVE COOLERS;] [RESIDENTIAL ELECTRIC EXHAUST FANS; VALVES FOR [PLUMBING AND] HEATING SYSTEMS; [AIR, GAS AND WATER FILTERING UNITS FOR INDUSTRIAL USE; FINNED DUCT TYPE AIR HEATERS AND OPEN-COIL ELECTRIC HEATING ELEMENTS USED IN DUCT HEATERS; STEAM HEAT ACCUMULATORS;] ELECTRIC WATER HEATERS AND ELECTRIC NON-COIN OPERATED HOT WATER DISPENSERS PERMANENTLY ATTACHED TO PLUMBING;] [HUMIDIFIERS FOR CENTRAL HEATING SYSTEMS;] [INFRA-RED HEATERS FOR COMMERCIAL AND INDUSTRIAL USE; ELECTRIC FURNACES; CENTRAL AIR CONDITIONING AND HEATING UNITS; ELECTRIC HEATERS FOR INDUSTRIAL FURNACES; ELECTRIC OVENS FOR COMMERCIAL, INDUSTRIAL AND LABORATORY USE;] [RADIANT HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE;] [RADIANT HEATERS FOR COMMERCIAL, LABORATORY AND INDUSTRIAL USE; ELECTRIC STEAM BOILERS AND GENERATORS; STEAM SUPERHEATERS; STRIP, RING, DISC, TUBULAR, CARTRIDGE AND CLAMP-ON HEATERS; STUD AND BOLT HEATERS; TRACK SWITCH HEATERS; WATER TAPS;] GAS BURNER IGNITERS [; BUBBLERS (VALVES AND NOZZLES FOR DRINKING FOUNTAINS); ELECTRIC COFFEE URN ELEMENTS; ELECTRIC INDUSTRIAL NOZZLE HEATING ELEMENTS, AND FILTER-DRIERS FOR USE IN REFRIGERANT LINES]

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: 1890

Use in Commerce: 1890

= Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

= Current Owner(s) Information

Owner Name: EMERSON ELECTRIC CO.
 Owner Address: 8000 WEST FLORISSANT AVENUE
 ST. LOUIS, MISSOURI 63136
 UNITED STATES

Legal Entity Type: CORPORATION State or Country Where Organized: MISSOURI

= Attorney/Correspondence Information**Attorney of Record**

Attorney Name: Michael P. Brennan and Lisabeth H. Coakley Docket Number: 3165-200145/
 Attorney Primary Email docketingtm@hdp.com Attorney Email Authorized: Yes
 Address:

Correspondent

Correspondent Name/Address: Michael P. Brennan and Lisabeth H. Coakley
 HARNESS DICKEY & PIERCE PLC
 Post Office Box 828
 Bloomfield Hills, MICHIGAN 48303
 UNITED STATES

Phone: 248-641-1600 Fax: 248-641-0270

Correspondent e-mail: docketingtm@hdp.com Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

= Prosecution History

Date	Description	Proceeding Number
Oct. 18, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Oct. 18, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
Oct. 18, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Oct. 04, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	66607
Sep. 24, 2012	TEAS SECTION 8 & 9 RECEIVED	
Apr. 22, 2011	CASE FILE IN TICRS	
Feb. 24, 2011	CASE FILE IN TICRS	
May 27, 2008	NOTICE OF SUIT	
Jun. 14, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jun. 14, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Apr. 08, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Oct. 19, 1999	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jun. 14, 1999	RESPONSE RECEIVED TO POST REG. ACTION	
Apr. 26, 1999	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	

Sep. 18, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Sep. 18, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Sep. 22, 1992	REGISTERED-PRINCIPAL REGISTER	
Feb. 28, 1992	OPPOSITION DISMISSED NO. 999999	71311
Dec. 15, 1986	OPPOSITION INSTITUTED NO. 999999	71311
Jun. 06, 1985	OPPOSITION INSTITUTED NO. 999999	71311
Feb. 12, 1985	PUBLISHED FOR OPPOSITION	
Jan. 31, 1985	NOTICE OF PUBLICATION	
Jan. 03, 1985	NOTICE OF PUBLICATION	
Oct. 29, 1984	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 23, 1984	EXAMINERS AMENDMENT MAILED	
Aug. 24, 1984	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 24, 1984	NON-FINAL ACTION MAILED	
Dec. 23, 1983	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 24, 1983	NON-FINAL ACTION MAILED	
May 18, 1983	ASSIGNED TO EXAMINER	

► Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 22, 2012

► TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Oct. 18, 2012

► Assignment Abstract Of Title Information - None recorded

► Proceedings

United States of America

United States Patent and Trademark Office



Reg. No. 3,744,986 EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
Registered Feb. 2, 2010 8000 WEST FLORISSANT AVENUE
ST. LOUIS, MO 63136

Int. Cl.: 11 FOR: THERMOSTATIC VALVES; HOT WATER HEATERS AND DISPENSERS, IN CLASS
11 (U.S. CLS. 13, 21, 23, 31 AND 34).

TRADEMARK FIRST USE 10-15-2006; IN COMMERCE 10-15-2006.
PRINCIPAL REGISTER

OWNER OF U.S. REG. NOS. 111,931, 1,820,423, AND OTHERS.

THE STIPPLING IS A FEATURE OF THE MARK.

SN 76-978,561, FILED 10-13-2000.

PAULA MAHONEY, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

STATUS

DOCUMENTS

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Mark: EMERSON



US Serial Number: 76978561

Application Filing Date: Oct. 13, 2000

US Registration Number: 3744986

Registration Date: Feb. 02, 2010

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Feb. 02, 2010

Publication Date: Mar. 18, 2008

Notice of Allowance Date: Jun. 10, 2008

► Mark Information[▲ Collapse All](#)

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Lining and Stippling The stippling is a feature of the mark.

Statement:

Design Search Code(s): 26.01.29 - Helixes; DNA helix

► Related Properties InformationClaimed Ownership of US 0111931, 1815785, 1820423, 76146750, 76975791, 76978211 and others
Registrations:Child Of: 76978211**► Goods and Services****Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *...* identify additional (new) wording in the goods/services.

For: Thermostatic valves; hot water heaters and dispensers

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 15, 2006

Use in Commerce: Oct. 15, 2006

► Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

► Current Owner(s) Information

Owner Name: Emerson Electric Co.

Owner Address: 8000 West Florissant Avenue

St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Missouri
Organized:

➤ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Lisabeth H. Coakley and Lisa M. DuRoss

Docket Number: 3165-200075/

Attorney Primary Email docketingtm@hdp.com

Attorney Email Authorized: No

Address:

Correspondent

Correspondent Lisabeth H. Coakley and Lisa M. DuRoss

Name/Address: Hamess, Dickey & Pierce P.L.C.

P.O. Box 828
Bloomfield Hills, MICHIGAN 48303
UNITED STATES

Phone: 248-641-1600

Fax: 248-641-0270

Correspondent e-mail: docketingtm@hdp.com

Correspondent e-mail No
Authorized:

Domestic Representative - Not Found

➤ Prosecution History

Date	Description	Proceeding Number
Feb. 02, 2010	REGISTERED-PRINCIPAL REGISTER	
Dec. 28, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	67215
Dec. 17, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 11, 2009	STATEMENT OF USE PROCESSING COMPLETE	70565
Dec. 10, 2009	USE AMENDMENT FILED	70565
Dec. 10, 2009	TEAS STATEMENT OF USE RECEIVED	
Jun. 30, 2009	EXTENSION 2 GRANTED	70565
Jun. 08, 2009	EXTENSION 2 FILED	70565
Jun. 30, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Jun. 08, 2009	TEAS EXTENSION RECEIVED	
Dec. 10, 2008	EXTENSION 1 GRANTED	98765
Dec. 10, 2008	EXTENSION 1 FILED	98765
Dec. 10, 2008	TEAS EXTENSION RECEIVED	
Jun. 10, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 21, 2008	CHANGES/CORRECTIONS AFTER PUB APPROVAL ENTERED	67832
Apr. 04, 2008	FAX RECEIVED	
Mar. 18, 2008	PUBLISHED FOR OPPOSITION	
Feb. 27, 2008	NOTICE OF PUBLICATION	
Feb. 12, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	67215
Feb. 11, 2008	ASSIGNED TO LIE	67215
Jan. 09, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 24, 2007	NOTICE OF DIVIDED TRADEMARK APPLICATION MAILED	
Apr. 19, 2007	DIVISIONAL PROCESSING COMPLETE	
Apr. 19, 2007	ASSIGNED TO LIE	70629
Jun. 14, 2006	DIVISIONAL REQUEST RECEIVED	
Aug. 02, 2006	PREVIOUS ALLOWANCE WITHDRAWN-TIMELY AAU	
Jul. 19, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 07, 2006	NOTICE OF DIVIDED TRADEMARK APPLICATION MAILED	
Jul. 03, 2006	DIVISIONAL PROCESSING COMPLETE	
Jun. 15, 2006	DIVISIONAL REQUEST RECEIVED	
Jun. 20, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	78413

Jun. 14, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	78413
Jun. 15, 2006	PAPER RECEIVED	
Jun. 14, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 14, 2005	NON-FINAL ACTION MAILED	
Dec. 13, 2005	NON-FINAL ACTION WRITTEN	76745
Nov. 23, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	76538
Nov. 16, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	76538
Nov. 16, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 16, 2005	NON-FINAL ACTION MAILED	
May 16, 2005	NON-FINAL ACTION WRITTEN	76745
Mar. 29, 2005	LIE CHECKED SUSP - TO ATTY FOR ACTION	70997
Sep. 15, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	70997
Feb. 23, 2004	CASE FILE IN TIGRS	
Oct. 21, 2003	LETTER OF SUSPENSION MAILED	
Oct. 20, 2003	ASSIGNED TO EXAMINER	76745
May 13, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 22, 2003	DIVISIONAL PROCESSING COMPLETE	
May 14, 2003	DIVISIONAL REQUEST RECEIVED	
Jun. 13, 2003	CASE FILE IN TIGRS	
May 14, 2003	PAPER RECEIVED	
Nov. 14, 2002	LETTER OF SUSPENSION MAILED	
Feb. 15, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 31, 2002	REINSTATED	
Feb. 15, 2002	PETITION TO REVIVE-RECEIVED	
Dec. 27, 2001	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Apr. 26, 2001	NON-FINAL ACTION MAILED	
Apr. 04, 2001	ASSIGNED TO EXAMINER	76832
Mar. 29, 2001	ASSIGNED TO EXAMINER	76833
Mar. 21, 2001	ASSIGNED TO EXAMINER	78429

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Dec. 28, 2009

Assignment Abstract Of Title Information - None recorded

Proceedings - Click to Load

United States of America

United States Patent and Trademark Office



Reg. No. 3,718,938 EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
Registered Dec. 1, 2009 8000 WEST FLORISSANT AVENUE
ST. LOUIS, MO 63136

Int. Cls.: 7 and 9 FOR: POWER OPERATED PIPE GROOVERS; DRAIN AND SEWER CLEANING MACHINES
IN THE NATURE OF POWER OPERATED SNAKES, DRAIN DIAGNOSTIC MACHINES FOR
TRADEMARK DIAGNOSING PROBLEMS WITH BLOCKED DRAINS; PIPE INSPECTION MACHINES, PIPE
PRINCIPAL REGISTER CUTTING MACHINES, NAMELY, GROOVERS; POWER OPERATED PIPE CUTTERS; FOOD
WASTE DISPOSERS AND GARBAGE DISPOSALS, IN CLASS 7 (U.S. CLS. 13, 19, 21, 23,
31, 34 AND 35).

FIRST USE 0-0-2001; IN COMMERCE 0-0-2001.

FOR: PARTS FOR ELECTRIC AND FLUORESCENT LIGHTING UNITS AND FIXTURES
FOR INDUSTRIAL AND COMMERCIAL USE, AND ELECTRIC AND FLUORESCENT
LIGHTING UNITS INSTALLED IN CONJUNCTION WITH HOUSING CONSTRUCTION OR
RE-MODELING OR PERMANENTLY AFFIXED TO ELECTRICAL CONDUITS PASSING
WITHIN FLOOR OR WALL AREAS OR CEILINGS OR PLENUMS OF RESIDENCES INCLUD-
ING SWITCHES AND SENSORS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 8-0-2003; IN COMMERCE 8-0-2003.

OWNER OF U.S. REG. NOS. 111,931, 1,820,423, AND OTHERS.

THE STIPPLING IS A FEATURE OF THE MARK.

SN 76-978,211, FILED 10-13-2000.

PAULA MAHONEY, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

STATUS

DOCUMENTS

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Mark: EMERSON



US Serial Number: 76978211

Application Filing Date: Oct. 13, 2000

US Registration Number: 3718938

Registration Date: Dec. 01, 2009

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Dec. 01, 2009

Publication Date: Jul. 17, 2007

Notice of Allowance Date: Oct. 09, 2007

Mark Information

[Collapse All](#)

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Lining and Stippling: The stippling is a feature of the mark.

Statement:

Design Search Code(s): 26.01.29 - Helixes; DNA helix

Related Properties Information

Claimed Ownership of US [0111931](#), [1815785](#), [1820423](#), [76146750](#), [76975791](#), [76978561](#) and others

Registrations:

Parent Of: [76978561](#)Child Of: [76975791](#)

Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Power operated pipe groovers; drain and sewer cleaning machines in the nature of power operated snakes, drain diagnostic machines for diagnosing problems with blocked drains; pipe inspection machines, pipe cutting machines, namely, groovers; power operated pipe cutters; food waste disposers and garbage disposals

International Class(es): 007 - Primary Class

U.S Class(es): 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 1(a)

First Use: 2001

Use in Commerce: 2001

For: parts for electric and fluorescent lighting units and fixtures for industrial and commercial use, and electric and fluorescent lighting units installed in conjunction with housing construction or re-modeling or permanently affixed to electrical conduits passing within floor or wall areas or ceilings or plenums of residences including switches and sensors

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 2003

Use in Commerce: Aug. 2003

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

= Current Owner(s) Information

Owner Name: Emerson Electric Co.

Owner Address: 8000 West Florissant Avenue
St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

= Attorney/Correspondence Information**Attorney of Record**

Attorney Name: Michael P. Brennan & Lisa M. DuRoss

Docket Number: 3165-200075/

Attorney Primary Email: docketingtm@hdp.com

Attorney Email Authorized: No

Address:

Correspondent

Correspondent: Michael P. Brennan & Lisa M. DuRoss

Name/Address: HARNESS, DICKEY & PIERCE PLC
PO BOX 828
BLOOMFIELD HILLS, MICHIGAN 48303
UNITED STATES

Phone: 2486411600

Fax: 2486410270

Correspondent e-mail: docketingtm@hdp.com

Correspondent e-mail Authorized: No

Domestic Representative - Not Found**= Prosecution History**

Date	Description	Proceeding Number
Dec. 01, 2009	REGISTERED-PRINCIPAL REGISTER	
Oct. 28, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	70629
Oct. 22, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 20, 2009	STATEMENT OF USE PROCESSING COMPLETE	76569
Oct. 05, 2009	USE AMENDMENT FILED	76569
Oct. 20, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76569
Oct. 05, 2009	TEAS STATEMENT OF USE RECEIVED	
Apr. 08, 2009	EXTENSION 3 GRANTED	98765
Apr. 08, 2009	EXTENSION 3 FILED	98765
Apr. 08, 2009	TEAS EXTENSION RECEIVED	
Oct. 08, 2008	EXTENSION 2 GRANTED	98765
Oct. 08, 2008	EXTENSION 2 FILED	98765
Oct. 08, 2008	TEAS EXTENSION RECEIVED	
Apr. 09, 2008	EXTENSION 1 GRANTED	98765
Apr. 09, 2008	EXTENSION 1 FILED	98765
Apr. 09, 2008	TEAS EXTENSION RECEIVED	
Oct. 12, 2007	CHANGES/CORRECTIONS AFTER PUB APPROVAL ENTERED	65294
Oct. 09, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 04, 2007	ASSIGNED TO PETITION STAFF	65294
Sep. 24, 2007	FAX RECEIVED	

Jul. 17, 2007	PUBLISHED FOR OPPOSITION	
Jun. 27, 2007	NOTICE OF PUBLICATION	
May 09, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	70629
May 04, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 19, 2007	DIVISIONAL PROCESSING COMPLETE	
Apr. 19, 2007	ASSIGNED TO LIE	70629
Jun. 14, 2006	DIVISIONAL REQUEST RECEIVED	
Aug. 02, 2006	PREVIOUS ALLOWANCE WITHDRAWN-TIMELY AAU	
Jul. 19, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 07, 2006	NOTICE OF DIVIDED TRADEMARK APPLICATION MAILED	
Jul. 03, 2006	DIVISIONAL PROCESSING COMPLETE	
Jun. 15, 2006	DIVISIONAL REQUEST RECEIVED	
Jun. 20, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	78413
Jun. 14, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	78413
Jun. 15, 2006	PAPER RECEIVED	
Jun. 14, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 14, 2005	NON-FINAL ACTION MAILED	
Dec. 13, 2005	NON-FINAL ACTION WRITTEN	76745
Nov. 23, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	76538
Nov. 16, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	76538
Nov. 16, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 16, 2005	NON-FINAL ACTION MAILED	
May 16, 2005	NON-FINAL ACTION WRITTEN	76745
Mar. 29, 2005	LIE CHECKED SUSP - TO ATTY FOR ACTION	70997
Sep. 15, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	70997
Feb. 23, 2004	CASE FILE IN TIGRS	
Oct. 21, 2003	LETTER OF SUSPENSION MAILED	
Oct. 20, 2003	ASSIGNED TO EXAMINER	76745
May 13, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 22, 2003	DIVISIONAL PROCESSING COMPLETE	
May 14, 2003	DIVISIONAL REQUEST RECEIVED	
Jun. 13, 2003	CASE FILE IN TIGRS	
May 14, 2003	PAPER RECEIVED	
Nov. 14, 2002	LETTER OF SUSPENSION MAILED	
Feb. 15, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 31, 2002	REINSTATED	
Feb. 15, 2002	PETITION TO REVIVE-RECEIVED	
Dec. 27, 2001	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Apr. 26, 2001	NON-FINAL ACTION MAILED	
Apr. 04, 2001	ASSIGNED TO EXAMINER	76832
Mar. 29, 2001	ASSIGNED TO EXAMINER	76833
Mar. 21, 2001	ASSIGNED TO EXAMINER	78429

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Oct. 28, 2009

Assignment Abstract Of Title Information - None recorded

Proceedings - Click to Load

Int. Cl.: 7

Prior U.S. Cl.: 23

United States Patent and Trademark Office

Reg. No. 1,795,612

Registered Sep. 28, 1993

**TRADEMARK
PRINCIPAL REGISTER**

EMERSON

EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
8000 WEST FLORISSANT AVENUE
P.O. BOX 4100
ST. LOUIS, MO 63136

FOR: COMPRESSORS FOR USE IN REFRIGERATION, HEATING, VENTILATION, AND AIR CONDITIONING; DISHWASHERS; WASHING MACHINES FOR USE IN LAUNDRIES; ELECTRICALLY POWERED FINISHING MILLS FOR DEBURRING, FLASH REMOVAL, EDGE-BREAKING, ROUGH OR SMOOTH SURFACE PREPARATION, RADIUSING, PRECISION SURFACE REDUCTION, DESCALING,

BURNISHING, AND CHEMICAL TREATING; AND VALVES FOR FLUID CONTROL BEING PARTS OF MACHINES, IN CLASS 7 (U.S. CL. 23).

FIRST USE 2-20-1990; IN COMMERCE 2-20-1990.

OWNER OF U.S. REG. NOS. 111,931, 1,331,669, AND OTHERS.

SEC. 2(F).

SN 74-801,308, FILED 11-16-1989.

MARTHA SANTOMARTINO, EXAMINING ATTORNEY

STATUS

DOCUMENTS

[Back to Search](#)[Print](#)

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Mark: EMERSON

EMERSON

US Serial Number: 74801308

Application Filing Date: Nov. 16, 1989

US Registration Number: 1795612

Registration Date: Sep. 28, 1993

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Apr. 12, 2013

Publication Date: Nov. 19, 1991

Notice of Allowance Date: Oct. 27, 1992

➤ Mark Information

[▲ Collapse All](#)

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Acquired Distinctiveness In whole
Claim:

➤ Related Properties Information

Claimed Ownership of US [0111931](#), [0929506](#), [0932239](#), [0942645](#), [0957704](#), [1291898](#), [1316533](#), [1331669](#), [74001157](#) and others
Registrations:Child Of: [74001157](#)

➤ Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: compressors for use in refrigeration, heating, ventilation, and air conditioning; [dishwashers; washing machines for use in laundries; electrically powered finishing mills for deburring, flash removal, edge-breaking, rough or smooth surface preparation, radiusing, precision surface reduction, descaling, burnishing, and chemical treating;] and valves for fluid control being parts of machines

International Class(es): 007 - Primary Class

U.S Class(es): 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 20, 1990

Use in Commerce: Feb. 20, 1990

➤ Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

➤ Current Owner(s) Information

Owner Name: EMERSON ELECTRIC CO.

Owner Address: 8000 West Florissant Avenue
P.O. Box 4100

St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Missouri
Organized:

- Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael P. Brennan and Lisabeth H. Coakley

Docket Number: 3165-200155/

Attorney Primary Email docketingtm@hdp.com

Attorney Email Authorized: Yes

Address:

Correspondent

Correspondent Michael P. Brennan and Lisabeth H. Coakley

Name/Address: HARNESS, DICKEY & PIERCE, P.L.C.

Post Office Box 828
Bloomfield Hills, MICHIGAN 48303
UNITED STATES

Phone: 248-641-1600

Fax: 248-641-0270

Correspondent e-mail: docketingtm@hdp.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

- Prosecution History

Date	Description	Proceeding Number
Apr. 12, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 12, 2013	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Apr. 12, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Apr. 11, 2013	TEAS SECTION 8 & 9 RECEIVED	
Sep. 08, 2010	CASE FILE IN TIGRS	59554
Nov. 29, 2003	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 29, 2003	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Sep. 09, 2003	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Sep. 09, 2003	TEAS SECTION 8 & 9 RECEIVED	
Dec. 05, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 05, 1999	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 15, 1999	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Sep. 28, 1993	REGISTERED-PRINCIPAL REGISTER	
Jul. 22, 1993	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 20, 1993	ASSIGNED TO EXAMINER	69192
Jun. 30, 1993	STATEMENT OF USE PROCESSING COMPLETE	
Apr. 23, 1993	USE AMENDMENT FILED	
Jul. 01, 1993	DIVISIONAL PROCESSING COMPLETE	
Apr. 23, 1993	DIVISIONAL REQUEST RECEIVED	
Apr. 23, 1993	DIVISIONAL REQUEST RECEIVED	
Oct. 27, 1992	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 19, 1991	PUBLISHED FOR OPPOSITION	
Oct. 18, 1991	NOTICE OF PUBLICATION	
Jul. 02, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 15, 1991	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 18, 1990	NON-FINAL ACTION MAILED	
Sep. 28, 1990	ASSIGNED TO EXAMINER	67522
Aug. 06, 1990	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 22, 1990	NON-FINAL ACTION MAILED	

Feb. 12, 1990

ASSIGNED TO EXAMINER

66753

- Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 28, 2013

- TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Apr. 12, 2013

- Assignment Abstract Of Title Information

Summary

Total Assignments: 1

- Conveyance Filter

Registrant: EMERSON ELECTRIC CO.

- Assignment 1 of 1[▲ Collapse All](#)

Conveyance: SECURITY INTEREST

Reel/Frame: 0671/0515

Pages: 0

Date Recorded: Sep. 18, 1989

Supporting Documents: No Supporting Documents Available

AssignorName: LEGAL COMMUNICATIONS, LTD.

Execution Date: Aug. 23, 1989

Legal Entity Type: LIMITED PARTNERSHIP

State or Country Where PENNSYLVANIA

Organized:

AssigneeName: MERIDIAN BANK

Legal Entity Type: A BANKING CORPORATION

State or Country Where PENNSYLVANIA

Organized:

Address: 5 PENN CENTER
PHILADELPHIA, PENNSYLVANIA 19103**Correspondent**

Correspondent Name: DUANE, MORRIS & HECKSCHER

Correspondent Address: ONE FRANKLIN PLAZA
PHILADELPHIA, PA 19102

Domestic Representative - Not Found

- Proceedings - Click to Load

UNITED STATES PATENT OFFICE.

THE EMERSON ELECTRIC MANUFACTURING COMPANY, OF ST. LOUIS, MISSOURI.

TRADE-MARK FOR CERTAIN NAMED ELECTRICAL APPARATUS AND MACHINES.

111,931.

Registered Aug. 15, 1916.

Application filed March 18, 1916. Serial No. 93,643.

STATEMENT.

To all whom it may concern:

Be it known that THE EMERSON ELECTRIC MANUFACTURING COMPANY, a corporation duly organized under the laws of the State of Missouri, and located in the city of St. Louis, in said State, and doing business at No. 2024 Washington avenue, in said city, has adopted and used the trade-mark shown in the accompanying drawing, for electric motors, electric fans, including fans of portable, wall, ceiling, and floor types, electric exhaust-fans, electric forge-blowers, electric generators, electric motor-generators, knife-switches, switchboards, panel-boards, fuse-boards, transformers, rotary transformers, illuminating-cylinders, watch-demagnetizers, electric organ-blowers, electric hair-driers, electrically-operated coffee-mills, electrically-operated air and water pumps, electrically-operated lathes, electrically-operated

buffers and grinders, electrically-operated furnace-blowers, electrically-operated hacksaws, and electric motors and power-transmitters for sewing-machines, in Class No. 21, Electrical apparatus, machines, and supplies.

The trade mark has been continuously used in the business of said corporation since the year 1890.

The trade mark is applied or affixed to the goods, or to the packages containing the same, by placing thereon a printed, stamped or embossed plate on which the trade mark is shown, by molding, stamping or embossing the mark directly upon the goods, and by printing, stamping or stenciling the mark upon containers for the goods.

THE EMERSON ELECTRIC

MANUFACTURING COMPANY,

By T. M. MESTON,

Vice President.

EMERSON

DECLARATION.

State of Missouri city of St. Louis ss.

THOMAS M. MESTON, being duly sworn, deposes and says that he is vice president of THE EMERSON ELECTRIC MANUFACTURING COMPANY, the applicant named in the foregoing statement; that he believes the foregoing statement is true; that he believes THE EMERSON ELECTRIC MANUFACTURING COMPANY to be the owner of the mark sought to be registered; that no other person, firm, corporation, or association to the best of his knowledge and belief, has the right to use said mark in the United States either in the identical form or in any such near resemblance thereto as might be calculated to deceive; that said mark is used by the said ap-

plicant in commerce among the several States of the United States; that the description and drawing presented truly represent the mark sought to be registered; that the specimens show the mark as actually used upon the goods; and that the mark has been in actual use as a trade mark of the applicant for ten (10) years next preceding February 20, 1905, and that, to the best of his knowledge and belief, such use has been exclusive.

T. M. MESTON.

Subscribed and sworn to before me, a notary public, this 16th day of March, 1916.

[L. s.]

MARTIN P. SMITH,

Notary Public.

STATUS

DOCUMENTS

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Mark: EMERSON

EMERSON

US Serial Number: 71093643

Application Filing Date: Mar. 18, 1916

US Registration Number: 111931

Registration Date: Aug. 15, 1916

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Oct. 28, 2006

▼ Mark Information

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

▼ Related Properties Information

Publish Previously Yes

Registered Mark:

Previously Registered Mark Jan. 03, 1984

Publication Date:

▼ Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [.] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: Electric Motors, Electric Fans, Including Fans of Portable, Wall, Ceiling, and Floor Types, Electric Exhaust-Fans, [Electric Forge-Blowers,] Electric Generators, Electric Motor-Generators, [Knife-Switches,] Switchboards, Panel-Boards, [Fuse-Boards,] Transformers, [Rotary Transformers,] [Illuminating-Cylinders, Watch-Demagnetizers, Electric Organ-Blowers, Electric Hair-Driers, Electrically-Operated Coffee-Mills,] Electrically-Operated [Air and] Water Pumps, Electrically-Operated Lathes, [Electrically-Operated Buffers and] Grinders, Electrically-Operated Furnace-Blowers[, Electrically-Operated Hacksaws, and Electric Motors and Power-Transmitters for Sewing-Machines]

International Class(es): 007, 009, 011, 012, 015

U.S Class(es): 021 - Primary Class

Class Status: ACTIVE

Basis: 1(a)

First Use: 1890

Use in Commerce: 1890

▼ Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: EMERSON ELECTRIC CO.

Owner Address: 8000 WEST FLORISSANT
ST. LOUIS, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

MISSOURI

State or Country Where
Organized:

Attorney/Correspondence Information

Attorney of Record - None

Correspondent

Correspondent MICHAEL P BRENNAN
Name/Address: HARNESS, DICKEY & PIERCE, PLC
STE 400
5445 CORPORATE DR
TROY, MICHIGAN 48098
UNITED STATES

Phone: 1-248-641-1600

Fax: 1-248-641-0270

Correspondent e-mail: docketingtm@hdp.com

Correspondent e-mail Yes
Authorized:

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 26, 2011	CASE FILE IN TICRS	
Apr. 22, 2011	CASE FILE IN TICRS	
May 27, 2008	NOTICE OF SUIT	
Apr. 27, 2007	REVIEW OF CORRESPONDENCE COMPLETE	76293
Dec. 15, 2006	ASSIGNED TO PARALEGAL	70132
Nov. 15, 2006	PAPER RECEIVED	
Oct. 28, 2006	REGISTERED AND RENEWED (FIFTH RENEWAL - 10 YRS)	70131
Oct. 28, 2006	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Oct. 19, 2006	ASSIGNED TO PARALEGAL	70131
Aug. 14, 2006	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Aug. 14, 2006	TEAS SECTION 8 & 9 RECEIVED	
Dec. 05, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 24, 1996	REGISTERED AND RENEWED (FOURTH RENEWAL - 10 YRS)	
May 31, 1996	REGISTERED - SEC. 9 FILED/CHECK RECORD FOR SEC. 8	
Jan. 16, 1990	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 26, 1989	RESPONSE RECEIVED TO POST REG. ACTION	
Dec. 22, 1989	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Nov. 06, 1989	RESPONSE RECEIVED TO POST REG. ACTION	
Jul. 25, 1989	POST REGISTRATION ACTION MAILED - SEC. 8 & 15	
Feb. 16, 1989	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 15, 1976	REGISTERED AND RENEWED (THIRD RENEWAL - 20 YRS)	
Jan. 03, 1984	PUBLISHED SECTION 12(C)	

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Aug. 15, 2006

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: SCANNING ON DEMAND

Date in Location: Apr. 26, 2011

- Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Conveyance Filter

Registrant: EMERSON ELECTRIC MANUFACTURING
COMPANY; THE

• Assignment 1 of 1

[Collapse All](#)

Conveyance: CHANGE OF NAME 19640205

Reel/Frame: 0113/0071

Pages: 6

Date Recorded: May 06, 1964

Supporting Documents: No Supporting Documents Available

Assignor

Name: EMERSON ELECTRIC MANUFACTURING
COMPANY, THE

Execution Date: Feb. 14, 1964

Legal Entity Type: UNKNOWN

State or Country Where
Organized: No Place Where Organized Found

Assignee

Name: EMERSON ELECTRIC CO.

Legal Entity Type: UNKNOWN

State or Country Where
Organized: No Place Where Organized Found

Address: No Assignee Address Found

Correspondent

Correspondent Name: PHILIP B. PALSTER

Correspondent Address: 1221 LOCUST ST.
ST. LOUIS 3, MO

Domestic Representative - Not Found

• Proceedings - Click to Load

Int. Cl.: 7

Prior U.S. Cl.: 23

United States Patent and Trademark Office

Reg. No. 1,331,669

Registered Apr. 23, 1985

**TRADEMARK
PRINCIPAL REGISTER**

EMERSON

EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
8000 W. FLORISSANT AVE.
ST. LOUIS, MO 63136

FOR: MECHANICAL ADJUSTABLE SPEED DRIVES; AGRICULTURAL WATERING MACHINES; ELECTRIC ALTERNATORS; BEARING UNITS AND PARTS THEREOF; BEARINGS FOR MACHINES; BELT CONVEYORS; PIPE, TUBE CONDUIT AND ROD BENDING MACHINES; BLOWING MACHINES; BRACKET ADAPTERS FOR GEARED THREADERS; HYDRAULIC BRAKES FOR MACHINES; CABLE SHEAVE BRACKETS; BRUSHES FOR ATTACHMENT TO POWER DRIVES; CAMS FOR MACHINERY; CARRIAGES FOR HOLDING PIPE AND BOLT THREADERS ON POWER DRIVES; CHECK VALVES, RELIEF VALVES, GATE VALVES, AND GLOBE VALVES, BEING PARTS OF MACHINES; PIPE THREADING MACHINES; DRILL PRESSES AND LATHES; CHUCKS, CHUCK KEYS, AND CHUCK ADAPTERS; DRILL BITS; DRILLS; ROTARY DRIVEN CABLE FOR SEWER CLEANING MACHINES; CUTTING HEADS FOR SEWER CLEANING MACHINES; CLUTCHES FOR MACHINES; CLUTCH-BRAKE TRANSMISSIONS FOR MACHINES; TRASH COMPACTORS; CONSERVATION VENT VALVES; CONVEYOR PULLEYS; HUBS AND BUSHINGS; COUPLINGS FOR CONNECTING INPUT TO OUTPUT SHAFTS TO TRANSMIT POWER THEREBETWEEN, CRANES, CRUSHERS, CURRENT GENERATORS; GAS WELDING TORCHES AND TIPS, GAS MIXERS

FOR WELDING TORCHES, CUTTING TORCHES AND TIPS, GAS-AIR OR BLOWPIPES FOR LOW TEMPERATURE BRAZING AND WELDING; DEPTH LOCATORS FOR PORTABLE POWER TOOLS; DERRICKS; DIE HEAD ADAPTERS FOR LATHES AND DRILL PRESSES; DRIVE BARS FOR TRANSMITTING POWER; DRIVE SHAFTS WITH UNIVERSAL JOINTS THEREIN; POWER DRIVES FOR ROTATING PIPE AND RODS; ELECTRIC GENERATORS; ELECTRIC MOTORS NOT FOR LAND VEHICLES; HIGH SPEED FLEXIBLE SHAFT ELECTRIC TOOLS, SWIVEL BASE OR WALL MOUNTED; EMERY WHEELS; STANDS AND HOLDERS FOR ELECTRIC TOOLS; KITS COMPRISING VARIOUS COMBINATIONS OF TOOLS AND INCLUDING SANDPAPER, POLISHING PADS, DRILLS, SAW BLADES, BRUSHES, CARVING CUTTERS, ROUTING CUTTERS, COLLETS, EMERY WHEELS, DRESSING STONES, POLISHING WHEELS, CUTOFF WHEELS, BUFFING WHEELS, GRINDING WHEELS, WIRE WHEELS, ENGRAVING POINTS, MANDRELS AND CHUCKS, SOLD AS A UNIT; FLEXIBLE COUPLINGS FOR MACHINES; FLOATATION TYPE SEPARATORS FOR MATERIAL SEPARATION; GEAR BOXES FOR MACHINES; GEAR REDUCERS; GEAR TRANSMISSION PUMP DRIVES; GEARS FOR MACHINERY; GRINDING AND FINISHING MILLS; GRINDING MACHINES (GARBAGE DISPOSALS); HOISTS; IGNITERS FOR CLOTHES DRIERS AND GAS FURNACES; INDEX DRIVES; INDEXING CONVEYORS; INTERNAL COMBUSTION ENGINES NOT FOR VEHICLES; KEYS FOR SHAFTS OF

OVER

MACHINES NOT VEHICLES; LAWN CUTTING, TRIMMING AND EDGING MACHINES; LEAF SHREDDERS; LIQUID SEAL VALVES AND UNITS; LOOPS FOR GEARED THREADERS; MACHINE BELTS; MOTOR DRIVEN TUBING BRUSHING MACHINES; PIPE AND BOLT THREADING MACHINES; MECHANICAL FEEDER HEADS FOR USE WITH LAWN TRIMMER/EDGERS; MOTOR BASES FOR MACHINES; NOZZLES FOR MACHINES; OIL SEPARATING MACHINES; OSCILLATOR DRIVES; OVERLOAD CLUTCHES FOR MACHINES; PISTON AND VANE ACTUATORS; POLISHING HEADS (PARTS OF MACHINES); PORTABLE ELECTRIC TOOLS—NAMESLY, CHISELS, CUT-OFF, MACHINES, DISC GRINDERS, DIE GRINDERS, DRILLS, HAMMER DRILLS, HAMMERS, IMPACT WRENCHES, LAMINATE TRIMMERS, NUT RUNNERS, PLANES, POLISHERS, SANDERS, (DISC, BELT AND ORBITAL), SAWS (CIRCULAR, JIG, RECIPRO AND SABER), SCREWDRIVERS AND SHEARS; PORTABLE GASOLINE POWERED DRIVES; POWER DRILL SPEED REDUCERS; POWER DRIVEN CHAIN SAWS; POWER TOOL ATTACHMENTS—NAMESLY, THREADING DIES, DRIVE ADAPTERS, NIPPLE CHUCKS, PIPE CUTTERS AND REAMERS, TAPS AND BRUSHES; POWER TRANSMISSION EQUIPMENT—NAMESLY, GEARS, RACKS AND PINIONS, PULLEY, PILLOW AND FLANGE BLOCKS, MACHINE PULLEYS; PUMPS—NAMESLY, SUBMERSIBLE, HOLLOW SHAFT IRRIGATION, AND SEWAGE PUMPS; RIDDLES, BEING PARTS OF MACHINES; ROLLER

BEARINGS IN BARREL AND SWIVEL FORM; ROUTER-DUPLICATORS; ROUTERS; SET COLLARS FOR SHAFTS; SEWER AND DRAIN CLEANING MACHINES; SHAFT BEARINGS; SHAFT COUPLINGS; SHARPENING WHEELS; SIEVES (MACHINE); SPEED REDUCERS AND REVERSIBLE SPEED REDUCERS FOR ELECTRIC DRILLS; MACHINE SPROCKETS; CHAINS FOR POWER TRANSMISSION APPLICATION FOR MACHINES; STAND MOUNTED SANDING, GRINDING AND ABRASIVE MACHINES; STARTERS FOR MOTORS AND ENGINES NOT FOR LAND VEHICLES; ELECTRIC MOTOR STATORS; SUPPORT ARMS FOR SUPPORTING THREADERS ON POWER DRIVES; SUPPORTS FOR SUPPORTING PIPE DURING MACHINE THREADING OPERATION; TAKE-UP UNITS AND FRAMES FOR BELT AND CHAIN DRIVES; TAMPING AND PACKING MACHINES; TAPPING MACHINES; TORQUE LIMITERS AND TIGHTENERS; VACUUM SHREDDER-BAGGERS; VIBRATING SCREENS; VIBRATORY SEPARATORS; WASTE DISPOSAL MACHINES, AND WORM GEARS NOT FOR LAND VEHICLES, GAS WELDING AND CUTTING MACHINES AND PARTS THEREFOR, IN CLASS 7 (U.S. CL. 23).

FIRST USE 0-0-1890; IN COMMERCE 0-0-1890.

OWNER OF US REG. NO. 111,931 AND OTHERS.

SEC. 2(F).

SER. NO. 391,800, FILED 9-29-1982.

R. G. COLE, EXAMINING ATTORNEY

STATUS

DOCUMENTS

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Mark: EMERSON

No Image exists for this case.

US Serial Number: 73391800

Application Filing Date: Sep. 29, 1982

US Registration Number: 1331669

Registration Date: Apr. 23, 1985


Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 30, 2015

Publication Date: Feb. 12, 1985

■ Mark Information Collapse All

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Color(s) Claimed: Color is not claimed as a feature of the mark.

Acquired Distinctiveness In whole
Claim:**■ Related Properties Information**Claimed Ownership of US 0111931 and others
Registrations:**■ Goods and Services****Note:**

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Mechanical Adjustable Speed Drives; Agricultural Watering Machines; Electric Alternators; Bearing Units and Parts Thereof; Bearings for Machines; Belt Conveyors; Pipe, Tube Conduit and Rod Bending Machines; Blowing Machines; Bracket Adapters for Geared Threaders; Hydraulic Brakes for Machines; Cable Sheave Brackets; Brushes for Attachment to Power Drives; Cams for Machinery; Carriages for Holding Pipe and Bolt Threaders on Power Drives; Check Valves, Relief Valves, Gate Valves, and Globe Valves, Being Parts of Machines; Pipe Threading Machines; Drill Presses and Lathes; Chucks, Chuck Keys, and Chuck Adapters; Drill Bits; Drills; Rotary Driven Cable for Sewer Cleaning Machines; Cutting Heads for Sewer Cleaning Machines; Clutches for Machines; Clutch-Brake Transmissions for Machines; Trash Compactors; Conservation Vent Valves; Conveyor Pulleys; Hubs and Bushings; Couplings for Connecting Input to Output Shafts to Transmit Power Therebetween, Cranes, Crushers, Current Generators; [Gas Welding Torches and Tips,] Gas Mixers for Welding Torches, Cutting Torches and Tips, [Gas-Air or Blowpipes for Low Temperature Brazing and Welding,] Depth Locators for Portable Power Tools; Derricks; Die Head Adapters for Lathes and Drill Presses; Drive Bars for Transmitting Power; Drive Shafts with Universal Joints Therein; Power Drives for Rotating Pipe and Rods; Electric Generators; Electric Motors Not for Land Vehicles; High Speed Flexible Shaft Electric Tools, Swivel Base or Wall Mounted; Emery Wheels; Stands and Holders for Electric Tools; Kits Comprising Various Combinations of Tools and Including Sandpaper; Polishing Pads, Drills, Saw Blades, Brushes, Carving Cutters, Routing Cutters, Collets, Emery Wheels Dressing Stones, Polishing Wheels, Cutoff Wheels, Buffing Wheels, Grinding Wheels, Wire Wheels, Engraving Points, Mandrels and Chucks, Sold as a Unit; Flexible Couplings for Machines; Floatation Type Separators for Material Separation; Gear Boxes for Machines; Gear Reducers; Gear Transmission Pump Drives; Gears for Machinery; Grinding and Finishing Mills; Grinding Machines (Garbage Disposals); Hoists; Igniters for Clothes Driers and Gas Furnaces; Index Drives; Indexing Conveyors; [Internal Combustion Engines Not for Vehicles;] Keys for Shafts of Machines Not Vehicles; [Lawn Cutting, Trimming and Edging Machines;] Leaf Shredders; Liquid Seal Valves and Units; Loops for Geared Threaders; Machine Belts; Motor Driven Tubing Brushing Machines; Pipe and Bolt Threading Machines; [Mechanical Feeder Heads for Use with Lawn Trimmer/Edgers;] Motor Bases for Machines; Nozzles for Machines; Oil Separating Machines; Oscillator Drives; Overload Clutches for Machines; Piston and Vane Actuators; Polishing Heads (Parts of Machines); Portable Electric Tools-Namely, Chisels, Cut-Off, Machines, Disc Grinders, Die Grinders, Drills, Hammer Drills, Hammers, Impact Wrenches, Laminate Trimmers, Nut Runners, Planes, Polishers, Sanders, (Disc, Belt and Orbital), Saws (Circular, Jig, Recipro and Saber), Screwdrivers and Shears; Portable Gasoline Powered Drives; Power Drill Speed Reducers; Power Driven Chain Saws; Power Tool Attachments-Namely, Threading Dies, Drive Adapters, Nipple Chucks, Pipe Cutters and Reamers, Taps and Brushes; Power Transmission Equipment-Namely, Gears, Racks and Pinions, Pulley, Pillow and Flange Blocks, Machine Pulleys; Pumps-Namely, Submersible, Hollow Shaft Irrigation, and Sewage Pumps; Riddles, Being Parts of Machines; Roller Bearings in Barrel and Swivel Form; Router-Duplicators

Routers; Set Collars for Shafts; Sewer and Drain Cleaning Machines; Shaft Bearings; Shaft Couplings; Sharpening Wheels; Sieves (Machine); Speed Reducers and Reversible Speed Reducers for Electric Drills; Machine Sprockets; Chains for Power Transmission Application for Machines; Stand Mounted Sanding, Grinding and Abrasive Machines; Starters for Motors and Engines Not for Land Vehicles; Electric Motor Stators; Support Arms for Supporting Threaders on Power Drives; Supports for Supporting Pipe During Machine Threading Operation; Take-Up Units and Frames for Belt and Chain Drives; Tamping and Packing Machines; Tapping Machines; Torque Limiters and Tighteners; [Vacuum Shredder-Baggers;] Vibrating Screens; Vibratory Separators; Waste Disposal Machines, and Worm Gears Not for Land Vehicles [, Gas Welding and Cutting Machines] and Parts Therefor

International Class(es): 007 - Primary Class

U.S Class(es): 023

Class Status: ACTIVE

Basis: 1(a)

First Use: 1890

Use in Commerce: 1890

► Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

► Current Owner(s) Information

Owner Name: Emerson Electric Co.
 Owner Address: 8000 W. Florissant Ave.
 St. Louis, MISSOURI 63136
 UNITED STATES
 Legal Entity Type: CORPORATION
 State or Country Where Organized: MISSOURI

► Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael P. Brennan; Lisa M. DuRoss
 Attorney Primary Email docketingtm@hdp.com
 Address:
 Docket Number: 3165-200139-
 Attorney Email Authorized: Yes

Correspondent

Correspondent Michael P. Brennan; Lisa M. DuRoss
 Name/Address: HARNESS, DICKEY & PIERCE PLC
 5445 CORPORATE DR STE 400
 TROY, MICHIGAN 48098
 UNITED STATES
 Phone: 1-248-641-1600
 Fax: 1-248-641-0270
 Correspondent e-mail: docketingtm@hdp.com
 Correspondent e-mail Yes
 Authorized:

Domestic Representative - Not Found

► Prosecution History

Date	Description	Proceeding Number
Mar. 30, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 30, 2015	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Mar. 30, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Mar. 27, 2015	TEAS SECTION 8 & 9 RECEIVED	
Sep. 30, 2010	CASE FILE IN TIGRS	70102
Jul. 28, 2005	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jul. 28, 2005	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 22, 2005	ASSIGNED TO PARALEGAL	69471

Oct. 19, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED
Oct. 19, 2004	TEAS SECTION 8 & 9 RECEIVED
Dec. 05, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED
Jul. 17, 1991	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.
Jul. 02, 1991	POST REGISTRATION ACTION CORRECTION
Apr. 17, 1991	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED
Apr. 23, 1985	REGISTERED-PRINCIPAL REGISTER
Feb. 12, 1985	PUBLISHED FOR OPPOSITION
Jan. 31, 1985	NOTICE OF PUBLICATION
Jan. 03, 1985	NOTICE OF PUBLICATION
Oct. 29, 1984	APPROVED FOR PUB - PRINCIPAL REGISTER
Oct. 23, 1984	EXAMINERS AMENDMENT MAILED
Sep. 06, 1984	CORRESPONDENCE RECEIVED IN LAW OFFICE
May 07, 1984	NON-FINAL ACTION MAILED
Dec. 23, 1983	CORRESPONDENCE RECEIVED IN LAW OFFICE
Jun. 24, 1983	NON-FINAL ACTION MAILED
May 18, 1983	ASSIGNED TO EXAMINER

▼ Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Apr. 23, 2015

▼ TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 30, 2015

▲ Assignment Abstract Of Title Information - None recorded**▼ Proceedings - Click to Load**

Int. Cl.: 11

Prior U.S. Cl.: 31

United States Patent and Trademark Office

Reg. No. 1,795,768

Registered Sep. 28, 1993

**TRADEMARK
PRINCIPAL REGISTER**

EMERSON

EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
8000 WEST FLORISSANT AVENUE
P.O. BOX 4100
ST. LOUIS, MO 63136

FOR: VALVES FOR FLUID CONTROL, IN
CLASS 11 (U.S. CL. 31).

FIRST USE 1-27-1992; IN COMMERCE
1-27-1992.

OWNER OF U.S. REG. NOS. 111,931, 1,331,669,
AND OTHERS.

SEC. 2(F).

SN 74-801,310, FILED 11-16-1989.

MARTHA SANTOMARTINO, EXAMINING ATTORNEY

STATUS

DOCUMENTS

[Back to Search](#) Print

Generated on: This page was generated by TSDR on 2015-04-17 10:58:26 EDT

Mark: EMERSON

EMERSON

US Serial Number: 74801310

Application Filing Date: Nov. 16, 1989

US Registration Number: 1795768

Registration Date: Sep. 28, 1993

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: May 02, 2013

Publication Date: Nov. 19, 1991

Notice of Allowance Date: Oct. 27, 1992

▼ Mark Information

 Collapse All
expand/collapse icons courtesy of www.uspto.gov

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Acquired Distinctiveness In whole
Claim:

▼ Related Properties Information

Claimed Ownership of US [0111931](#), [0929506](#), [0932239](#), [0942645](#), [0957704](#), [1291898](#), [1316533](#), [1331669](#), [74001157](#) and others
Registrations:Child Of: [74001157](#)

▼ Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: VALVES FOR FLUID CONTROL

International Class(es): 011 - Primary Class

U.S Class(es): 031

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 27, 1992

Use in Commerce: Jan. 27, 1992

▼ Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

▼ Current Owner(s) Information

Owner Name: EMERSON ELECTRIC CO.

Owner Address: 8000 West Florissant Avenue
P.O. Box 4100
St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where
Organized: MISSOURI

- Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael P. Brennan and Lisabeth H. Coakley

Docket Number: 3165-200156/

Attorney Primary Email docketingtm@hdp.com

Attorney Email Authorized: Yes

Address:

Correspondent

Correspondent Michael P. Brennan and Lisabeth H. Coakley

Name/Address: HARNESS, DICKEY & PIERCE, P.L.C.

Post Office Box 828

Bloomfield Hills, MICHIGAN 48303

UNITED STATES

Phone: 248-641-1600

Fax: 248-641-0270

Correspondent e-mail: docketingtm@hdp.comCorrespondent e-mail
Authorized: Yes

Domestic Representative - Not Found

- Prosecution History

Date	Description	Proceeding Number
May 02, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
May 02, 2013	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	77315
May 02, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	77315
Apr. 30, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	77315
Apr. 11, 2013	TEAS SECTION 8 & 9 RECEIVED	
Sep. 20, 2010	CASE FILE IN TICRS	59554
Nov. 28, 2003	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 28, 2003	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 29, 2003	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Aug. 29, 2003	TEAS SECTION 8 & 9 RECEIVED	
Dec. 05, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Sep. 29, 1999	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
May 17, 1999	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Sep. 28, 1993	REGISTERED-PRINCIPAL REGISTER	
Jul. 20, 1993	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 20, 1993	ASSIGNED TO EXAMINER	69192
Jul. 16, 1993	ASSIGNED TO EXAMINER	69192
Jun. 30, 1993	STATEMENT OF USE PROCESSING COMPLETE	
Apr. 23, 1993	USE AMENDMENT FILED	
Jun. 30, 1993	DIVISIONAL PROCESSING COMPLETE	
Apr. 23, 1993	DIVISIONAL REQUEST RECEIVED	
Apr. 23, 1993	DIVISIONAL REQUEST RECEIVED	
Oct. 27, 1992	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 19, 1991	PUBLISHED FOR OPPOSITION	
Oct. 18, 1991	NOTICE OF PUBLICATION	
Jul. 02, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 15, 1991	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Oct. 18, 1990	NON-FINAL ACTION MAILED	
Sep. 28, 1990	ASSIGNED TO EXAMINER	67522
Aug. 06, 1990	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 22, 1990	NON-FINAL ACTION MAILED	

Feb. 12, 1990

ASSIGNED TO EXAMINER

66753

- Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 28, 2013

- TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: May 02, 2013

- Assignment Abstract Of Title Information

Summary

- Conveyance Filter

Total Assignments: 1

Registrant: EMERSON ELECTRIC CO.

- Assignment 1 of 1[▲ Collapse All](#)

Conveyance: SECURITY INTEREST

Reel/Frame: 0714/0395

Pages: 0

Date Recorded: May 03, 1990

Supporting Documents: No Supporting Documents Available

Assignor

Name: BUCILLA CORPORATION

Execution Date: Nov. 14, 1989

Legal Entity Type: CORPORATION

State or Country Where DELAWARE

Organized:

Assignee

Name: UNITED JERSEY BANK

Legal Entity Type: A BANKING CORP.

State or Country Where NEW JERSEY

Organized:

Address: No Assignee Address Found

Correspondent

Correspondent Name: RIKER, DANZIG, SCHERER,

Correspondent Address: HYLAND & PERRETTI

P.O. BOX 1981

HEADQUARTERS PLAZA - ONE SPEEDWELL AVENUE

MORRISTOWN, NJ 07962-1981

Domestic Representative - Not Found

- Proceedings - Click to Load

Int. Cls.: 6, 7, 35, and 41

**Prior U.S. Cls.: 2, 12, 13, 14, 19, 21, 23, 25, 31, 34, 35,
50, 100, 101, 102, and 107**

Reg. No. 3,673,383

United States Patent and Trademark Office

Registered Aug. 25, 2009

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**

EMERSON PROCESS MANAGEMENT

EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
8000 W. FLORISSANT AVE.
ST. LOUIS, MO 63136

FOR: PRESSURE AND LEVEL MEASUREMENT DEVICES, NAMELY, MANUALLY OPERATED METAL VALVES, NAMELY, FLUID FLOW CONTROL VALVES, SHUT-OFF VALVES AND VALVE BALLS; MANUALLY OPERATED VALVES OF METAL; MOUNTING BRACKET KITS COMPRISING METAL MOUNTING BRACKETS AND METAL BOLTS; STEEL RESISTANCE PLATES DESIGNED TO REDUCE AERODYNAMIC NOISE, IN CLASS 6 (U.S. CLS. 2, 12, 13, 14, 23, 25 AND 50).

FIRST USE 7-0-2002; IN COMMERCE 7-0-2002.

FOR: PNEUMATIC VALVE ACTUATORS; LINEAR VALVE ACTUATORS, IN CLASS 7 (U.S. CLS. 13, 19, 21, 23, 31, 34 AND 35).

FIRST USE 7-0-2002; IN COMMERCE 7-0-2002.

FOR: BUSINESS PROJECT MANAGEMENT, BUSINESS PLANNING, BUSINESS CONSULTING IN THE FIELD OF BUSINESS COORDINATION OF PROCESS MANAGEMENT PROJECTS; PROCUREMENT SERVICES, NAMELY, SELECTION AND ACQUISITION OF EQUIPMENT AND MACHINERY FOR USE BY OTHERS IN THE CHEMICAL, FOOD AND BEVERAGE, HYDROCARBON AND ENERGY, LIFE SCIENCES, POWER, PULP AND PAPER,

REFINING AND WATER AND WASTEWATER INDUSTRIES; ENERGY USAGE MANAGEMENT SERVICES; OUTAGE MANAGEMENT, NAMELY, ENERGY USAGE MANAGEMENT TO PREVENT POWER OUTAGES; INVENTORY MANAGEMENT OF MACHINERY SPARE PARTS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 2-0-2005; IN COMMERCE 2-0-2005.

FOR: EDUCATIONAL SERVICES, NAMELY, CONDUCTING CLASSES, SEMINARS, CONFERENCES, LECTURES, WORKSHOPS IN THE FIELDS OF PROCESS CONTROL AND AUTOMATION, AND PLANT, FACILITY, MACHINERY AND EQUIPMENT MAINTENANCE AND OPTIMIZATION AND DISTRIBUTING COURSE MATERIALS IN CONNECTION THEREWITH, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 3-0-2004; IN COMMERCE 3-0-2004.

OWNER OF U.S. REG. NOS. 111,931, 1,626,293, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PROCESS MANAGEMENT", APART FROM THE MARK AS SHOWN.

SN 76-978,420, FILED 8-6-2001.

APRIL HESIK, EXAMINING ATTORNEY

STATUS	DOCUMENTS	Back to Search	Print
Generated on: This page was generated by TSDR on 2015-04-17 10:59:25 EDT			
Mark: EMERSON PROCESS MANAGEMENT		EMERSON PROCESS MANAGEMENT	
US Serial Number: 76978420	Application Filing Date: Aug. 06, 2001		
US Registration Number: 3673383	Registration Date: Aug. 25, 2009		
Register: Principal			
Mark Type: Trademark, Service Mark			
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.			
Status Date: Aug. 25, 2009			
Publication Date: Mar. 13, 2007		Notice of Allowance Date: Jun. 05, 2007	
- Mark Information Collapse All			
Mark Literal Elements: EMERSON PROCESS MANAGEMENT			
Standard Character Claim: No			
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)			
Disclaimer: "PROCESS MANAGEMENT"			
- Related Properties Information			
Claimed Ownership of US <u>0111931</u> , <u>0942645</u> , <u>1625211</u> , <u>1626293</u> , <u>76294524</u> and others			
Registrations:			
Child Of: <u>76294524</u>			
- Goods and Services			
Note:			
The following symbols indicate that the registrant/owner has amended the goods/services:			
<ul style="list-style-type: none"> • Brackets [...] indicate deleted goods/services; • Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and • Asterisks "*" identify additional (new) wording in the goods/services. 			
For: pressure and level measurement devices, namely, manually operated metal valves, namely, fluid flow control valves, shut-off valves and valve balls; manually operated valves of metal; mounting bracket kits comprising metal mounting brackets and metal bolts; steel resistance plates designed to reduce aerodynamic noise			
International Class(es): 006 - Primary Class		U.S Class(es): 002, 012, 013, 014, 023, 025, 050	
Class Status: ACTIVE			
Basis: 1(a)			
First Use: Jul. 2002		Use in Commerce: Jul. 2002	
For: pneumatic valve actuators; linear valve actuators			
International Class(es): 007 - Primary Class		U.S Class(es): 013, 019, 021, 023, 031, 034, 035	
Class Status: ACTIVE			
Basis: 1(a)			
First Use: Jul. 2002		Use in Commerce: Jul. 2002	
For: business project management, business planning, business consulting in the field of business coordination of process management projects; procurement services, namely, selection and acquisition of equipment and machinery for use by others in the chemical, food and beverage, hydrocarbon and energy, life sciences, power, pulp and paper, refining and water and wastewater industries; energy usage management services; outage management, namely, energy usage management to prevent power outages; inventory management of machinery spare parts			
International Class(es): 035 - Primary Class		U.S Class(es): 100, 101, 102	
Class Status: ACTIVE			
Basis: 1(a)			
First Use: Feb. 2005		Use in Commerce: Feb. 2005	
For: Educational services, namely, conducting classes, seminars, conferences, lectures, workshops in the fields of process control and automation, and plant, facility, machinery and equipment maintenance and optimization and distributing course materials in connection therewith			

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 2004

Use in Commerce: Mar. 2004

= Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

= Current Owner(s) Information

Owner Name: Emerson Electric Co.
 Owner Address: 8000 W. Florissant Ave.
 St. Louis, MISSOURI 63136
 UNITED STATES
 Legal Entity Type: CORPORATION
 State or Country Where Organized: MISSOURI

= Attorney/Correspondence Information**Attorney of Record**

Attorney Name: Michael P. Brennan
 Attorney Primary Email: docketingtm@hdp.com
 Address:
 Docket Number: 3165-200127/
 Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: Michael P. Brennan
 HARNESS, DICKEY & PIERCE, P.L.C.
 Post Office Box 828
 Bloomfield Hills, MICHIGAN 48303-0828
 UNITED STATES
 Phone: (248) 641-1600
 Fax: (248) 641-0270
 Correspondent e-mail: docketingtm@hdp.com
 Correspondent e-mail Authorized: No

Domestic Representative - Not Found

= Prosecution History

Date	Description	Proceeding Number
Aug. 25, 2009	REGISTERED-PRINCIPAL REGISTER	
Jul. 17, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	74221
Jul. 15, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 30, 2009	STATEMENT OF USE PROCESSING COMPLETE	66230
Jun. 05, 2009	USE AMENDMENT FILED	66230
Jun. 30, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
Jun. 05, 2009	TEAS STATEMENT OF USE RECEIVED	
Dec. 05, 2008	EXTENSION 3 GRANTED	98765
Dec. 05, 2008	EXTENSION 3 FILED	98765
Dec. 05, 2008	TEAS EXTENSION RECEIVED	
Oct. 01, 2008	ASSIGNED TO EXAMINER	85320
Jun. 05, 2008	EXTENSION 2 GRANTED	98765
Jun. 05, 2008	EXTENSION 2 FILED	98765
Jun. 05, 2008	TEAS EXTENSION RECEIVED	

Apr. 30, 2008	PETITION TO DIRECTOR - GRANTED	65294
Feb. 07, 2008	ASSIGNED TO PETITION STAFF	65294
Dec. 05, 2007	PETITION TO DIRECTOR RECEIVED	77978
Dec. 05, 2007	FAX RECEIVED	
Dec. 05, 2007	EXTENSION 1 GRANTED	98765
Dec. 05, 2007	EXTENSION 1 FILED	98765
Dec. 05, 2007	TEAS EXTENSION RECEIVED	
Jun. 05, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 13, 2007	PUBLISHED FOR OPPOSITION	
Feb. 21, 2007	NOTICE OF PUBLICATION	
Jan. 25, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Jan. 25, 2007	ASSIGNED TO LIE	74221
Dec. 25, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 11, 2006	ASSIGNED TO EXAMINER	76926
Dec. 01, 2006	NOTICE OF DIVIDED TRADEMARK APPLICATION MAILED	
Nov. 27, 2006	DIVISIONAL PROCESSING COMPLETE	
Nov. 20, 2006	DIVISIONAL REQUEST RECEIVED	
Nov. 20, 2006	PAPER RECEIVED	
Nov. 17, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 17, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 17, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 18, 2006	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
May 18, 2006	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	76926
Apr. 21, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	77975
Apr. 14, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	77975
Apr. 14, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 14, 2005	CORRESPONDENCE E-MAILED	
Oct. 14, 2005	NON-FINAL ACTION WRITTEN	76926
Sep. 12, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	77975
Sep. 06, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	77975
Sep. 06, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 03, 2005	NON-FINAL ACTION E-MAILED	6325
Mar. 03, 2005	NON-FINAL ACTION WRITTEN	76926
Sep. 15, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	70997
Oct. 02, 2003	CASE FILE IN TIGRS	
Jun. 10, 2003	ASSIGNED TO EXAMINER	76926
Dec. 03, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 19, 2002	UNRESPONSIVE/DUPLICATE PAPER RECEIVED	
Aug. 19, 2002	PAPER RECEIVED	
Jul. 01, 2002	LETTER OF SUSPENSION MAILED	
Apr. 18, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 18, 2002	PAPER RECEIVED	
Oct. 18, 2001	NON-FINAL ACTION MAILED	
Sep. 25, 2001	ASSIGNED TO EXAMINER	76832
Sep. 20, 2001	ASSIGNED TO EXAMINER	78472

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 17, 2009

Assignment Abstract Of Title Information - None recorded

United States of America

United States Patent and Trademark Office

EMERSON PROFESSIONAL TOOLS

Reg. No. 3,722,741 EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
Registered Dec. 8, 2009 8000 W. FLORISSANT AVE.
ST. LOUIS, MO 63136

Int. Cls.: 6, 7, 8, 9, 11, 12, and 20 FOR: METAL BRACKETS FOR TRUCK BOXES AND LADDER RACKS; METAL TOOL BOXES; METAL STORAGE BOXES; ANVILS; METAL PIPE STANDS; METAL STORAGE AND ORGANIZER PRODUCTS, NAMELY, STORAGE CHESTS, TOOL BOXES, DOORS, CHESTS, AND METAL HARDWARE AND ACCESSORIES PERTAINING THERETO, SOLD INDIVIDUALLY AND IN COMBINATION, NAMELY, METAL SHELF BRACKETS, METAL CASTERS, METAL WALL BRACKETS, METAL SUPPORT BRACKETS; METAL STORAGE TANKS FOR LIQUID AND GAS TRANSFER; METAL CASTERS AND METAL JAW COVERS FOR VISES, IN CLASS 6 (U.S. CLS. 2, 12, 13, 14, 23, 25 AND 50).

TRADEMARK
PRINCIPAL REGISTER

FIRST USE 8-0-2002; IN COMMERCE 8-0-2008.

FOR: SLIDING PLATFORMS FOR VEHICLES; INDUSTRIAL VACUUM CLEANERS; POWER TOOLS, NAMELY, ABRASIVE SAWS, POWER-OPERATED CORE DRILLS; POWER-OPERATED DRAIN CLEANING MACHINES; HYDRAULIC KNOCK-OUT SETS COMPRISING HYDRAULIC PUNCHES; PIPE AND BOLT THREADING MACHINES; PIPE ROLL GROOVING MACHINES; POWER OPERATED PIPE THREADING MACHINES; POWER-OPERATED PIPE THREADING EQUIPMENT, NAMELY, DIE HEADS FOR THREADING MACHINES, PIPE DIES FOR USE WITH THREADING MACHINES; POWER-OPERATED GEARED THREADER PARTS, NAMELY, DIE HEADS, DIE HEAD RACKS, LEG, TRAY, WHEEL AND CABINET STANDS; MACHINE PARTS, NAMELY, CARRIAGES ESPECIALLY ADAPTED FOR HOLDING PIPE AND BOLT THREADING MACHINES; POWER DRIVE MACHINES, NAMELY, MACHINES FOR ROTATING PIPE AND RODS; MACHINE PARTS, NAMELY, LOOPS SPECIALLY ADAPTED FOR POWER-OPERATED GEARED THREADERS; POWER OPERATED MACHINE PARTS, NAMELY, SUPPORT ARMS AND PIPE SUPPORTS FOR SUPPORTING PIPE DURING THREADING OPERATION; POWER DRILL BITS; POWER OPERATED PIPE ROLL GROOVERS; POWER OPERATED DRAIN AND PIPE MACHINES FOR CLEANING DRAINS, NAMELY, POWER OPERATED PLUMBING SNAKES, POWER OPERATED DRAIN AND SEWER CLEANING MACHINES, NAMELY, SINK MACHINES, DRUM MACHINES, SECTIONAL MACHINES, RODDER MACHINES AND WATER JETTING MACHINES; POWER OPERATED DRAIN DIAGNOSTIC MACHINES FOR CLEANING AND INSPECTING PIPES, SUMP PUMPS, ELECTRIC UTILITY SEWAGE PUMPS, ELECTRIC SEMI-TRASH PUMPS, ELECTRIC SEWAGE EJECTION PUMPS, NAMELY, POWER OPERATED SINK MACHINES, POWER OPERATED DRUM MACHINES, POWER OPERATED SECTIONAL MACHINES, POWER OPERATED RODDER MACHINES, AND POWER OPERATED WATER JETTING MACHINES; POWER OPERATED PRESSING TOOLS; MANUALLY OPERATED PIPE AND TUBING CUTTING MACHINES, IN CLASS 7 (U.S. CLS. 13, 19, 21, 23, 31, 34 AND 35).



David J. Kappas

Director of the United States Patent and Trademark Office

FIRST USE 3-0-1998; IN COMMERCE 3-0-1998.

Reg. No. 3,722,741 FOR: FULL LINE OF MANUALLY OPERATED HAND TOOLS FOR INDUSTRIAL, COMMERCIAL AND DOMESTIC USE AND REPLACEMENT PARTS THEREFOR AND ACCESSORIES AND ATTACHMENTS THEREFOR SOLD AS A UNIT, NAMELY, WRENCHES, RATCHET WRENCHES, AND ADJUSTABLE WRENCHES; MANUALLY OPERATED HAND TOOLS, NAMELY, PLIERS, PIPE ROLL GROOVERS, HAND TOOLS, NAMELY, TAPS, TUBING CUTTERS, CONDUIT BENDERS, CONDUIT CUTTERS, TUBE EXPANDERS, SWAGING TOOLS FOR SHAPING PIPES, SIZING TOOLS FOR CONDUIT, DEBURRING TOOLS, WIRE STRIPPERS, CABLE CUTTERS, CABLE TRIMMERS, CABLE STRIPPERS, BOLT CUTTERS; MANUALLY OPERATED HAND TOOLS, NAMELY, TUBE END FLARERS AND TUBE CUTTERS, AND TUBE BENDERS; HAND TOOLS, NAMELY, HAMMERS AND PLIERS; HAND TOOLS, NAMELY, HACKSAW BLADES; HAND TOOLS, NAMELY, TUBE FLARERS, TUBE BENDERS AND TUBE CUTTERS; MANUALLY OPERATED TUBING CUTTERS; MANUALLY OPERATED TAPPING MACHINES; METAL VISES; HAND TOOLS, NAMELY, TOILET AUGERS; HAND OPERATED DRAIN CLEANING TOOLS, NAMELY, HAND SPINNERS, IN CLASS 8 (U.S. CLS. 23, 28 AND 44).

FIRST USE 6-0-1999; IN COMMERCE 6-0-1999.

FOR: ELECTRIC SOLDERING GUNS; PIPE INSPECTION MACHINES FOR INSPECTING PIPES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 8-24-2001; IN COMMERCE 8-24-2001.

FOR: PIPE THAWING MACHINES COMPRISING THERMOELECTRIC HEATING UNITS AND ELECTRIC POWER CABLES FOR WRAPPING AROUND PIPES; PIPE FREEZING EQUIPMENT COMPRISED OF REFRIGERATION UNITS, FREEZE GEL AND HOSE FOR USE IN THE PLUMBING FIELD, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

FIRST USE 7-0-2004; IN COMMERCE 7-0-2004.

FOR: TRANSPORT CARTS, IN CLASS 12 (U.S. CLS. 19, 21, 23, 31, 35 AND 44).

FIRST USE 0-0-2003; IN COMMERCE 0-0-2003.

FOR: WORK BENCHES; WORKSTATIONS HAVING MULTI-USE WORK SURFACES FOR USE IN A WIDE VARIETY OF FIELDS, COMPRISING, SHELVING, CABINETS, WORK TOPS, BIN BOXES AND BIN DIVIDERS, SHELF WORK COVERS, FILE BOXES AND PANELS, SOLD AS A UNIT; METAL STORAGE AND ORGANIZER PRODUCTS, NAMELY, CABINETS, WORK BENCHES, AND DRAWERS; METAL DRAWERS FOR METAL TOOL CHESTS; METAL DRAWERS FOR STORAGE; METAL DRAWERS FOR METAL WORK-BENCHES, IN CLASS 20 (U.S. CLS. 2, 13, 22, 25, 32 AND 50).

FIRST USE 10-0-2003; IN COMMERCE 10-0-2003.

OWNER OF U.S. REG. NOS. 1,119,931, 1,820,423, AND OTHERS.

SEC. 2(F).

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "PROFESSIONAL TOOLS", APART FROM THE MARK AS SHOWN.

SN 76-977,332, FILED 8-6-2001.

LANA PHAM, EXAMINING ATTORNEY

STATUS

DOCUMENTS

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Mark: EMERSON PROFESSIONAL TOOLS

EMERSON PROFESSIONAL TOOLS

US Serial Number: 76977332

Application Filing Date: Aug. 06, 2001

US Registration Number: 3722741

Registration Date: Dec. 08, 2009

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Dec. 08, 2009

Publication Date: Jan. 15, 2008

Notice of Allowance Date: Apr. 08, 2008

- Mark Information

 Collapse All
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Mark Literal Elements: EMERSON PROFESSIONAL TOOLS

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "PROFESSIONAL TOOLS"

Acquired Distinctiveness In whole
Claim:

- Related Properties Information

Claimed Ownership of US 0111931, 1820423, 76294612 and others
Registrations:Child Of: 76294612

- Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: metal brackets for truck boxes and ladder racks; metal tool boxes; metal storage boxes; anvils; metal pipe stands; metal storage and organizer products, namely, storage chests, tool boxes, doors, chests, and metal hardware and accessories pertaining thereto, sold individually and in combination, namely, metal shelf brackets, metal casters, metal wall brackets, metal support brackets; metal storage tanks for liquid and gas transfer; metal casters and metal jaw covers for vises

International Class(es): 006 - Primary Class

U.S Class(es): 002, 012, 013, 014, 023, 025, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 2002

Use in Commerce: Aug. 2008

For: sliding platforms for vehicles; industrial vacuum cleaners; power tools, namely, abrasive saws, power-operated core drills; power-operated drain cleaning machines; hydraulic knock-out sets comprising hydraulic punches; pipe and bolt threading machines; pipe roll grooving machines; power operated pipe threading machines; power-operated pipe threading equipment, namely, die heads for threading machines, pipe dies for use with threading machines; power-operated geared threader parts, namely, die heads, die head racks, leg, tray, wheel and cabinet stands; machine parts, namely, carriages especially adapted for holding pipe and bolt threading machines; power drive machines, namely, machines for rotating pipe and rods; machine parts, namely, loops specially adapted for power-operated geared threaders; power operated machine parts, namely, support arms and pipe supports for supporting pipe during threading operation; power drill bits; power operated pipe roll groovers; power operated drain and pipe machines for cleaning drains, namely, power operated plumbing snakes, power operated drain and sewer cleaning machines, namely, sink machines, drum machines, sectional machines, rodder machines and water jetting machines; power operated drain diagnostic machines for cleaning and inspecting pipes, sump pumps, electric utility sewage pumps, electric semi-trash pumps, electric sewage ejection pumps, namely, power operated sink machines, power operated drum machines, power operated sectional machines, power operated rodder machines, and power operated water jetting machines; power operated pressing tools; manually operated pipe and tubing cutting machines

International Class(es): 007 - Primary Class

U.S Class(es): 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 1998

Use in Commerce: Mar. 1998

For: full line of manually operated hand tools for industrial, commercial and domestic use and replacement parts therefor and accessories and attachments therefor sold as a unit, namely, wrenches, ratchet wrenches, and adjustable wrenches; manually operated hand tools, namely, pliers, pipe roll groovers, hand tools, namely, taps, tubing cutters, conduit benders, conduit cutters, tube expanders, swaging tools for shaping pipes, sizing tools for conduit, deburring tools, wire strippers, cable cutters, cable trimmers, cable strippers, bolt cutters; manually operated hand tools, namely, tube end flarers and tube cutters, and tube benders; hand tools, namely, hammers and pliers; hand tools, namely, hacksaw blades; hand tools, namely, tube flarers, tube benders and tube cutters; manually operated tubing cutters; manually operated tapping machines; metal vises; hand tools, namely, toilet augers; hand operated drain cleaning tools, namely, hand spinners

International Class(es): 008 - Primary Class

U.S Class(es): 023, 028, 044

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1999

Use in Commerce: Jun. 1999

For: electric soldering guns; pipe inspection machines for inspecting pipes

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 24, 2001

Use in Commerce: Aug. 24, 2001

For: pipe thawing machines comprising thermoelectric heating units and electric power cables for wrapping around pipes; pipe freezing equipment comprised of refrigeration units, freeze gel and hosing for use in the plumbing field

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 2004

Use in Commerce: Jul. 2004

For: transport carts

International Class(es): 012 - Primary Class

U.S Class(es): 019, 021, 023, 031, 035, 044

Class Status: ACTIVE

Basis: 1(a)

First Use: 2003

Use in Commerce: 2003

For: work benches; workstations having multi-use work surfaces for use in a wide variety of fields, comprising, shelving, cabinets, work tops, bin boxes and bin dividers, shelf work covers, file boxes and panels, sold as a unit; metal storage and organizer products, namely, cabinets, work benches, and drawers; metal drawers for metal tool chests; metal drawers for storage; metal drawers for metal workbenches

International Class(es): 020 - Primary Class

U.S Class(es): 002, 013, 022, 025, 032, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2003

Use in Commerce: Oct. 2003

➤ Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

➤ Current Owner(s) Information

Owner Name: Emerson Electric Co.

Owner Address: 8000 W. Florissant Ave.
St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

- Attorney/Correspondence Information**Attorney of Record****Attorney Name:** Michael P. Brennan, Lisa M. DuRoss**Docket Number:** 3165-200131/**Attorney Primary Email** doctetimgtm@hdp.com**Attorney Email Authorized:** No**Address:****Correspondent****Correspondent** Michael P. Brennan, Lisa M. DuRoss**Name/Address:** Harness, Dickey & Pierce, P.L.C.
P.O. Box 828
Bloomfield Hills, MICHIGAN 48303
UNITED STATES**Phone:** 1-248-641-1600**Fax:** 1-248-641-0270**Correspondent e-mail:** doctetimgtm@hdp.com**Correspondent e-mail** No
Authorized:**Domestic Representative - Not Found****- Prosecution History**

Date	Description	Proceeding Number
Dec. 08, 2009	REGISTERED-PRINCIPAL REGISTER	
Nov. 04, 2009	LAW OFFICE REGISTRATION REVIEW COMPLETED	70138
Nov. 03, 2009	ASSIGNED TO LIE	70138
Nov. 02, 2009	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 23, 2009	STATEMENT OF USE PROCESSING COMPLETE	66530
Oct. 05, 2009	USE AMENDMENT FILED	66530
Oct. 23, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Oct. 05, 2009	TEAS STATEMENT OF USE RECEIVED	
Apr. 08, 2009	EXTENSION 2 GRANTED	98765
Apr. 08, 2009	EXTENSION 2 FILED	98765
Apr. 08, 2009	TEAS EXTENSION RECEIVED	
Oct. 08, 2008	EXTENSION 1 GRANTED	98765
Oct. 08, 2008	EXTENSION 1 FILED	98765
Oct. 08, 2008	TEAS EXTENSION RECEIVED	
Apr. 08, 2008	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 15, 2008	PUBLISHED FOR OPPOSITION	
Dec. 26, 2007	NOTICE OF PUBLICATION	
Dec. 13, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Dec. 13, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 13, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Dec. 13, 2007	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Dec. 13, 2007	EXAMINERS AMENDMENT E-MAILED	6328
Dec. 13, 2007	EXAMINERS AMENDMENT -WRITTEN	78553
Dec. 13, 2007	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Nov. 16, 2007	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Nov. 06, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Nov. 06, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 06, 2007	EXAMINER'S AMENDMENT ENTERED	88888
Nov. 06, 2007	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Nov. 06, 2007	EXAMINERS AMENDMENT E-MAILED	6328
Nov. 06, 2007	EXAMINERS AMENDMENT -WRITTEN	78553
Nov. 06, 2007	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Oct. 20, 2007	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Oct. 05, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Sep. 21, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	

Sep. 20, 2007	APPLICANT AMENDMENT PRIOR TO EXAMINATION - ENTERED	88889
Sep. 20, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Sep. 20, 2007	COMBINED EXAMINER'S AMENDMENT/PRIORITY ACTION ENTERED	73797
Sep. 18, 2007	NOTIFICATION OF EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Sep. 18, 2007	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
Sep. 18, 2007	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	78553
Sep. 12, 2007	EXAMINER'S AMENDMENT ENTERED	68658
Sep. 06, 2007	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 06, 2007	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 06, 2007	EXAMINERS AMENDMENT - WRITTEN	78553
Aug. 14, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	74221
Jun. 29, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	74221
Aug. 11, 2007	DATA MODIFICATION COMPLETED	74221
Jun. 29, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 29, 2006	NON-FINAL ACTION E-MAILED	6325
Dec. 29, 2006	NON-FINAL ACTION WRITTEN	78553
Nov. 23, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	74221
Nov. 23, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	74221
Nov. 21, 2006	ASSIGNED TO LIE	74221
Oct. 18, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 18, 2006	NON-FINAL ACTION E-MAILED	6325
Apr. 18, 2006	NON-FINAL ACTION WRITTEN	78553
Apr. 18, 2006	USE AMENDMENT ACCEPTED	78553
Feb. 14, 2006	ASSIGNED TO EXAMINER	78553
Feb. 03, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	77075
Jan. 23, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	77075
Jan. 23, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 22, 2005	NON-FINAL ACTION E-MAILED	6325
Jul. 22, 2005	NON-FINAL ACTION WRITTEN	69191
Jan. 13, 2005	DIVISIONAL PROCESSING COMPLETE	
Jan. 03, 2005	DIVISIONAL REQUEST RECEIVED	
Jan. 12, 2005	ASSIGNED TO LIE	69712
Jan. 11, 2005	AMENDMENT TO USE PROCESSING COMPLETE	65287
Dec. 30, 2004	USE AMENDMENT FILED	65287
Jan. 11, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	65287
Dec. 30, 2004	CORRESPONDENCE RECEIVED IN LAW OFFICE	65287
Jan. 03, 2005	PAPER RECEIVED	
Dec. 30, 2004	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 30, 2004	TEAS AMENDMENT OF USE RECEIVED	
Jun. 30, 2004	NON-FINAL ACTION MAILED	
Apr. 23, 2004	CASE FILE IN TIGRS	
Jan. 28, 2004	FAX RECEIVED	
Jan. 28, 2004	FAX RECEIVED	
May 22, 2003	JURISDICTION RESTORED TO EXAMINING ATTORNEY	
May 22, 2003	EX PARTE APPEAL-INSTITUTED	294612
May 01, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
May 20, 2003	EXPARTE APPEAL RECEIVED AT TTAB	
May 01, 2003	PAPER RECEIVED	
Dec. 03, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 28, 2002	FINAL REFUSAL MAILED	

Sep. 06, 2002	ASSIGNED TO EXAMINER	69191
Mar. 19, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 19, 2001	NON-FINAL ACTION MAILED	
Sep. 12, 2001	ASSIGNED TO EXAMINER	78485

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 04, 2009

Assignment Abstract Of Title Information - None recorded**Proceedings - Click to Load**

United States of America

United States Patent and Trademark Office



Reg. No. 3,861,153

Registered Oct. 12, 2010

Int. Cl.: 11

TRADEMARK

PRINCIPAL REGISTER

EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
8000 WEST FLORISSANT AVENUE
ST. LOUIS, MO 63136

FOR: HOUSEHOLD AIR CLEANERS; AIR PURIFYING UNITS FOR DOMESTIC, COMMERCIAL AND INDUSTRIAL USE; CEILING FANS; AIR CIRCULATORS, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

FIRST USE 1-0-2005; IN COMMERCE 1-0-2005.

OWNER OF U.S. REG. NOS. 111,931, 1,820,423, AND OTHERS.

THE STIPPLING IS A FEATURE OF THE MARK.

SN 76-978,210, FILED 10-13-2000.

PAULA MAHONEY, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

STATUS

DOCUMENTS

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Mark: EMERSON



US Serial Number: 76978210

Application Filing Date: Oct. 13, 2000

US Registration Number: 3861153

Registration Date: Oct. 12, 2010

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Oct. 12, 2010

Publication Date: Nov. 17, 2009

Notice of Allowance Date: Feb. 09, 2010

- Mark Information

Mark Literal Elements: EMERSON

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Lining and Stippling: The stippling is a feature of the mark.

Statement:

Design Search Code(s): 26.01.29 - Helixes; DNA helix

- Related Properties Information

Claimed Ownership of US 0111931, 1815785, 1820423, 76146750, 76975791 and others

Registrations:

Child Of: 76975791

- Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks *..* identify additional (new) wording in the goods/services.

For: household air cleaners; air purifying units for domestic, commercial and industrial use; ceiling fans; air circulators

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 2005

Use in Commerce: Jan. 2005

- Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

- Current Owner(s) Information

Owner Name: Emerson Electric Co.

Owner Address: 8000 West Florissant Avenue

St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Missouri
Organized:

▾ Attorney/Correspondence Information

Attorney of Record

Attorney Name: Lisabeth H. Coakley

Correspondent

Correspondent LISABETH H COAKLEY
Name/Address: HARNESS, DICKEY & PIERCE PLC
PO BOX 828
BLOOMFIELD HILLS, MICHIGAN 48303
UNITED STATES

Domestic Representative - Not Found

▾ Prosecution History

Date	Description	Proceeding Number
Oct. 12, 2010	REGISTERED-PRINCIPAL REGISTER	
Sep. 10, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE MAILED	
Sep. 09, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	66121
Sep. 09, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Aug. 31, 2010	STATEMENT OF USE PROCESSING COMPLETE	76985
Aug. 09, 2010	USE AMENDMENT FILED	76985
Aug. 31, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76985
Aug. 09, 2010	TEAS STATEMENT OF USE RECEIVED	
Feb. 09, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 17, 2009	PUBLISHED FOR OPPOSITION	
Oct. 28, 2009	NOTICE OF PUBLICATION	
Oct. 09, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	66121
Oct. 08, 2009	ASSIGNED TO LIE	66121
Sep. 24, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 16, 2009	JURISDICTION RESTORED TO EXAMINING ATTORNEY	978210
May 21, 2007	ACTION DENYING REQ FOR RECON MAILED	
May 21, 2007	ACTION CONTINUING A FINAL - COMPLETED	76745
Apr. 19, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	978210
Mar. 19, 2007	ACTION GRANTING REQ. FOR RECON. MAILED	
Mar. 19, 2007	ACTION CONTINUING FINAL - COMPLETED	76745
Feb. 20, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 20, 2007	EX PARTE APPEAL-INSTITUTED	978210
Feb. 20, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	978210
Feb. 20, 2007	EXPARTE APPEAL RECEIVED AT TTAB	
Aug. 21, 2006	FINAL REFUSAL MAILED	
Aug. 20, 2006	FINAL REFUSAL WRITTEN	76745
Jul. 07, 2006	NOTICE OF DIVIDED TRADEMARK APPLICATION MAILED	
Jul. 03, 2006	DIVISIONAL PROCESSING COMPLETE	
Jun. 15, 2006	DIVISIONAL REQUEST RECEIVED	
Jun. 20, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	78413
Jun. 14, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	78413
Jun. 15, 2006	PAPER RECEIVED	
Jun. 14, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 14, 2005	NON-FINAL ACTION MAILED	
Dec. 13, 2005	NON-FINAL ACTION WRITTEN	76745

Nov. 23, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	76538
Nov. 16, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	76538
Nov. 16, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 16, 2005	NON-FINAL ACTION MAILED	
May 16, 2005	NON-FINAL ACTION WRITTEN	76745
Mar. 29, 2005	LIE CHECKED SUSP - TO ATTY FOR ACTION	70997
Sep. 15, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	70997
Feb. 23, 2004	CASE FILE IN TIGRS	
Oct. 21, 2003	LETTER OF SUSPENSION MAILED	
Oct. 20, 2003	ASSIGNED TO EXAMINER	76745
May 13, 2003	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 22, 2003	DIVISIONAL PROCESSING COMPLETE	
May 14, 2003	DIVISIONAL REQUEST RECEIVED	
Jun. 13, 2003	CASE FILE IN TIGRS	
May 14, 2003	PAPER RECEIVED	
Nov. 14, 2002	LETTER OF SUSPENSION MAILED	
Feb. 15, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 31, 2002	REINSTATED	
Feb. 15, 2002	PETITION TO REVIVE-RECEIVED	
Dec. 27, 2001	ABANDONMENT - FAILURE TO RESPOND OR LATE RESPONSE	
Apr. 26, 2001	NON-FINAL ACTION MAILED	
Apr. 04, 2001	ASSIGNED TO EXAMINER	76832
Mar. 29, 2001	ASSIGNED TO EXAMINER	76833
Mar. 21, 2001	ASSIGNED TO EXAMINER	78429

- TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 09, 2010

- Assignment Abstract Of Title Information - None recorded**- Proceedings - Click to Load**

United States of America

United States Patent and Trademark Office

EMERSON PROCESS MANAGEMENT

Reg. No. 4,064,996

Registered Dec. 6, 2011

**Int. Cls.: 7, 9, 11, 35, 37
and 42**

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

EMERSON ELECTRIC CO. (MISSOURI CORPORATION)
8000 W. FLORISSANT AVE.
ST. LOUIS, MO 63136

FOR: REGULATORS BEING PARTS OF MACHINES, AND NOT PART OF PLUMBING, HEATING OR COOLING INSTALLATIONS, NAMELY, GAS FLOW REGULATORS, GAS PRESSURE REGULATORS, GAS PRESSURE REGULATORS FOR CONTROLLING GAS, AIR OR WATER, AIR PRESSURE REGULATORS, PRESSURE REGULATORS, FUEL PRESSURE REGULATORS AND AIR AND FUEL REGULATORS, IN CLASS 7 (U.S. CLS. 13, 19, 21, 23, 31, 34 AND 35).

FIRST USE 10-0-2001; IN COMMERCE 10-0-2001.

FOR: CONTROL PLATES, NAMELY ELECTRICAL CONTROL PANELS; CONDENSER REGULATOR CONTROL VALVES FOR REGULATING THE FLOW OF LIQUIDS AND GASES; FLOW SELECTORS, NAMELY, FLUID AND GAS FLOW REGULATORS THAT SELECT THE APPROPRIATE FLUID OR GAS FLOW FOR COMMERCIAL AND INDUSTRIAL USE; PRESSURE, TEMPERATURE, LEVEL AND FLOW MEASUREMENT DEVICES, NAMELY, PRESSURE, DENSITY AND FLOW RATE DETERMINING UNITS FOR PROCESS MONITORING AND WATER TREATMENT CONTROL IN THE NATURE OF COMMERCIAL FLOW REGULATORS; AUTOMATIC TEMPERATURE REGULATORS; TEMPERATURE CONTROL VALVES FOR REGULATING THE TEMPERATURE OF WATER IN WATER TREATMENT PLANTS; TEMPERATURE RESPONSIVE, FLAME RESPONSIVE, AND PRESSURE RESPONSIVE SWITCHING DEVICES IN THE NATURE OF ELECTRIC SWITCHES THAT ARE TEMPERATURE RESPONSIVE, FLAME RESPONSIVE, PRESSURE RESPONSIVE; ELECTRIC TEMPERATURE CONTROLS; TEMPERATURE CONTROL DEVICES FOR ELECTRIC HOT WATER HEATERS IN THE NATURE OF TEMPERATURE SENSORS; TEMPERATURE INDICATORS, TEMPERATURE RECORDERS AND ELECTRONIC FLUID TEMPERATURE CONTROL UNITS FOR INDUSTRIAL WASTE PROCESSING PLANTS; TEMPERATURE DETECTORS AND ASSOCIATED ELECTRICAL CONTROLLERS; SOLID STATE TEMPERATURE ELECTRIC CONTROLLERS; ELECTRONIC SPEED CONTROLLERS; SOLID STATE TEMPERATURE ELECTRICAL CONTROLLERS; OVERHEAT CONTROLS, NAMELY, ELECTRICAL CONTROLLERS TO PREVENT OVERHEATING IN REFRIGERATION SYSTEMS; ELECTRONIC TEMPERATURE CONTROL APPARATUS FOR CONTROL OF HEATING/COOLING UNITS USED IN INDUSTRIAL PROCESSING AND COMMERCIAL APPLICATIONS, NAMELY TEMPERATURE SENSORS, AND TEMPERATURE CONTROL DEVICES FOR ELECTRIC HOT WATER HEATERS, NAMELY, TEMPERATURE SENSORS;



David J. Kypas

Director of the United States Patent and Trademark Office

Reg. No. 4,064,996 ELECTRICAL OIL BURNER CONTROLS; GAS BURNER ELECTRICAL CONTROLS; FLOW METERS FOR MEASURING, INDICATING, RECORDING AND CONTROLLING THE FLOW OF FLUIDS; SIGHT FLOW INDICATORS; SIGNALING OR ALARM DEVICES AND SYSTEMS FOR SENSING AND REGULATING OR CONTROLLING FLUID LEVEL OR FLUID FLOW IN THE NATURE OF EMERGENCY SIGNAL TRANSMITTERS; ELECTRONIC MOTION AND POSITION TRANSMITTERS FOR USE IN CONNECTION WITH FLOW METERS AND FLUID LEVEL INDICATORS; FLOW-INDICATING, FLOW-RECORDING, FLOW-CONTROLLING, FLOW-PROPORTIONING AND FLOW-INTERPRETING EQUIPMENT FOR USE WITH FLOW METERS TO SENSE THE POSITION OF A FLOW-RESPONSIVE ELEMENT AND TO TRANSMIT, SIGNAL, INDICATE OR RECORD THE SAME AT A PLACE REMOTE FROM THE FLOW METER, OR TO RECORD, CONTROL, PROPORTION OR INTERPRET THE FLUID FLOW TO OR FROM THE FLOW METER IN THE NATURE OF COMPUTERS AND COMPUTER PROCESSING UNITS; DIAPHRAGM-TYPE PRESSURE TRANSMITTING SEALS FOR USE WITH PRESSURE RESPONSIVE FLOW METERS CONSISTING OF A RADIO TRANSMITTER AND A METAL SEAL SOLD AS A UNIT; POSITIVE DISPLACEMENT BI-ROTOR FLUID METERS; LIQUID LEVEL GAUGES; LIQUID AND FLOWABLE SOLIDS LEVEL INDICATORS; BIN AND TANK LEVEL INDICATORS; DISPLAY AND RECORDING UNITS CONSISTING OF COMPUTERS AND COMPUTER HARDWARE FOR MEASURING LEVEL, DENSITY, WEIGHT, MASS FLOW AND MOISTURE CONTENT OF INDUSTRIAL PROCESS MATERIALS; FLOW CONTROL VALVES FOR REGULATING THE FLOW OF LIQUIDS AND GASES FOR REFRIGERATING UNITS; VARIABLE AREA FLOW METERS FOR MEASURING, INDICATING, RECORDING, AND CONTROLLING THE FLOW OF FLUIDS; MOTION OR POSITION DIGITAL TRANSMITTERS FOR USE IN CONNECTION WITH FLOW METERS AND FLUID LEVEL INDICATORS; GAS FLOW REGULATORS IN THE NATURE OF FLOW METERS; FLOW METERS FOR MEASURING, INDICATING, RECORDING, AND CONTROLLING THE FLOW OF FLUIDS; FLOW RATE INDICATING METERS; GAS FLOW REVOLUTION COUNTERS, TEMPERATURE, PRESSURE, DENSITY, FLOW RATE, AND PH DETERMINING UNITS IN THE NATURE OF ELECTRONIC SENSORS FOR PROCESS MONITORING AND WATER TREATMENT CONTROL; MASS FLOW ELECTRICAL CONTROLLER; GAS AND LIQUID FLOW ELECTRICAL CONTROLLERS FOR INDUSTRIAL USE, PRIMARILY IN THE PHARMACEUTICAL, SEMICONDUCTOR, BIOTECH AND PETROCHEMICAL INDUSTRIES; LIQUID ANALYSIS INSTRUMENTS AND EQUIPMENT, NAMELY, LIQUID LEVEL SENSORS; AUTOMATIC LIQUID SAMPLING DEVICES FOR USE WITH LIQUID ANALYSIS INSTRUMENTS, NAMELY, SENSORS, TRANSMITTERS AND ANALYZERS FOR MEASURING PH, ORP, CONDUCTIVITY, DISSOLVED OXYGEN CHLORINE, OZONE SUSPENDED SOLIDS AND TURBIDITY; INDICATING AND MEASURING INSTRUMENTS, NAMELY, INDUSTRIAL PROCESS PRESSURE RECORDERS AND ELECTRICAL CONTROLLERS, FLOW MEASUREMENT ELECTRIC RECORDERS AND ELECTRICAL CONTROLLERS, GAS AND LIQUID ANALYSIS ELECTRIC RECORDERS AND ELECTRICAL CONTROLLERS; LIQUID LEVEL ANALYSIS METERS; RESIDUAL GAS ANALYZERS; COMBUSTION ANALYZERS; ELECTRONIC SIGNALING AND CONTROL DEVICES RESPONSIVE TO LIQUID OR GAS FLOW IN INDUSTRIAL FLOW-MEASURING EQUIPMENT, NAMELY, SIGNAL CONDITIONING AND COMMUNICATION DEVICE FOR INDUSTRIAL PROCESS CONTROL; GAS FLOW REGULATORS FOR CONTROLLING AND REGULATING THE FLOW OF GASES OR LIQUIDS NOT BEING PARTS OF PLUMBING, HEATING, COOLING INSTALLATIONS OR MACHINES; GAS PRESSURE REGULATORS FOR CONTROLLING AND REGULATING THE FLOW OF GASES OR LIQUIDS NOT BEING PARTS OF PLUMBING, HEATING, COOLING INSTALLATIONS OR MACHINES; GAS PRESSURE REGULATORS FOR CONTROLLING GAS, AIR OR WATER FOR CONTROLLING AND REGULATING THE FLOW OF GASES OR LIQUIDS NOT BEING PARTS OF PLUMBING, HEATING, COOLING INSTALLATIONS OR MACHINES; LABORATORY ANALYZERS, NAMELY LABORATORY RESIDUAL GAS ANALYZERS; CONTROL VALVES FOR REGULATING THE FLOW OF GASES; ELECTRO-MECHANICAL INSTRUMENTS FOR USE IN MEASURING THE PRESSURE AND FLOW OF A VALVE OR REGULATOR; AUTOMATIC VALVES, NAMELY, AUTOMATIC CHECK VALVES, AUTOMATIC BALL CHECK VALVES; AUTOMATIC PIEZOELECTRICALLY OPERATED VALVES; ANALOG AND DIGITAL ELECTRIC AND ELECTRONIC CONTROL, OPERATING, DIAGNOSTIC AND CONNECTING ELEMENTS AND UNITS, NAMELY, COMPUTERS FOR

Reg. No. 4,064,996 CONTROLLING, OPERATING, DIAGNOSING AND CONNECTING DATA IN PLANTS; EXPLOSION PROOF AUTOMATIC VALVES; PRESSURE EQUALIZING AUTOMATIC VALVES; PRESSURE RELIEF VALVES FOR USE IN FARM TAP APPLICATIONS; AUTOMATIC REGULATING VALVES; CONTROL DEVICES IN THE NATURE OF ELECTRONIC CONTROLLERS FOR THE FORCIBLE OPENING OF AUTOMATIC COMPRESSOR VALVES; VALVE POSITION ELECTRONIC SENSORS FOR DETERMINING VALVE POSITION; ELECTRIC VALVE ACTUATORS; AUTOMATIC CONDENSER REGULATION CONTROL VALVES; AUTOMATIC BALL VALVES; AUTOMATIC SEAL VALVES; AUTOMATIC BUTTERFLY VALVES; COMBINATION VALVES CONSISTING OF CONTROL VALVES FOR REGULATING THE FLOW OF GASES AND LIQUIDS AND AUTOMATIC VALVES; AUTOMATIC GLOBE CONTROL VALVES; AUTOMATIC JACKETED VALVES; AUTOMATIC LINE BLOCK VALVES; AUTOMATIC NEEDLE CONTROL VALVES; AUTOMATIC PLUG VALVES; SOLENOID VALVES IN THE NATURE OF ELECTROMAGNETIC SWITCHES; DIGITAL ELECTRICAL VALVE CONTROLLERS; AUTOMATIC STEAM CONDITIONING VALVES; AUTOMATIC ROTARY VALVES; AUTOMATIC SEGMENTED BALL VALVES; ELECTRIC PLUG VALVES; AUTOMATIC FULL BORE PIPE LINE BALL VALVES; AUTOMATIC HIGH PERFORMANCE BUTTERFLY VALVES; UNIVERSAL AUTOMATIC GLOBE VALVES; GENERAL SERVICE AUTOMATIC GLOBE VALVES; CHEMICAL SERVICE AUTOMATIC GLOBE VALVES; HIGH PRESSURE AUTOMATIC GLOBE VALVES; DIGITAL LEVEL ELECTRICAL CONTROLLERS; DIGITAL FLUID LEVEL TRANSMITTERS; PNEUMATIC PRESSURE CONTROLLERS; PNEUMATIC TEMPERATURE CONTROLLERS; AUTOMATIC LOW FLOW VALVES; AUTOMATIC ROTARY ECCENTRIC PLUG VALVES; AUTOMATIC SANITARY VALVES; VALVE INSTRUMENTATION, NAMELY, ELECTRO-PNEUMATIC TRANSDUCERS, POSITION DIGITAL TRANSMITTERS, AUTOMATIC TRIP VALVES FEATURING VOLUME BOOSTERS THAT ARE USED IN CONJUNCTION WITH A POSITIONER ON A THROTTLING CONTROL VALVE TO INCREASE STROKING SPEED; AIR PRESSURE REGULATORS FOR CONTROLLING AND REGULATING THE FLOW OF GASES OR LIQUIDS NOT BEING PARTS OF PLUMBING, HEATING, COOLING INSTALLATIONS OR MACHINES; ELECTRO-MECHANICAL INSTRUMENTS FOR USE IN MEASURING THE PRESSURE AND FLOW OF A VALVE OR REGULATOR, NAMELY PRESSURE GAUGES AND AIR FLOW GAUGES; PRESSURE REGULATORS FOR CONTROLLING THE FLOW OF GASES NOT BEING PARTS OF PLUMBING, HEATING, COOLING INSTALLATIONS OR MACHINES; FUEL PRESSURE REGULATORS FOR CONTROLLING THE FLOW OF GASES NOT BEING PARTS OF PLUMBING, HEATING, COOLING INSTALLATIONS OR MACHINES; ELECTRICAL DEVICES FOR MEASURING PHYSICAL PROPERTIES OF FLOWABLE MATERIALS AND CONTROLLING PROCESS EQUIPMENT AND ACCESSORIES THEREFOR NAMELY, ELECTRICAL POWER SUPPLIES AND AIR FLOW REGULATORS, CONVERTERS, AIR FLOW METERS, AND ELECTRICAL CONTROLLERS; AIR AND FUEL REGULATORS FOR CONTROLLING THE FLOW OF GASES NOT BEING PARTS OF PLUMBING, HEATING, COOLING INSTALLATIONS OR MACHINES; PLANT, FACILITY AND FIELD PROCESS MANAGEMENT DEVICES, NAMELY, RESIDUAL GAS ANALYZERS, ELECTRICAL VALVE CONTROLLERS, DIGITAL CONDUCTIVITY TRANSMITTERS, DIGITAL VALVE CONTROLLERS, FAN/DAMPER ELECTRIC VALVE ACTUATORS, FLUID FLOW AND FLUID DENSITY METERS, GAS CHROMATOGRAPH, MAGNETIC FLOW METERS, OXYGEN ANALYZERS, OXYGEN DIGITAL TRANSMITTERS, PH DIGITAL TRANSMITTERS, PRESSURE DIGITAL TRANSMITTERS, TEMPERATURE DIGITAL TRANSMITTERS, ELECTRIC VALVE ACTUATORS, VORTEX WATER FLOW METERS; COMPUTER SOFTWARE FOR PROCESS AND FACILITY AUTOMATION, MANAGEMENT AND OPTIMIZATION, NAMELY, DATABASE MANAGEMENT SOFTWARE FOR PROCESS VARIABILITY REDUCTION, INCREASED PLANT AVAILABILITY, REDUCED CAPITAL AND ENGINEERING COSTS, REDUCED OPERATIONS AND MAINTENANCE COSTS, ENHANCED SAFETY AND ENVIRONMENTAL COMPLIANCE; AUTOMATIC VALVES; GAS FLOW METERS FOR DOMESTIC, INDUSTRIAL, COMMERCIAL OR AGRICULTURAL USE; FLUID FLOW INDICATORS; SIGNAL AND ALARM DEVICES FOR THE DETECTION OF EQUIPMENT FAILURE AND MALFUNCTION; VALVE POSITION INDICATORS; PROCESS CALIBRATORS; CALIBRATORS TO IDENTIFY CALIBRATION ERRORS; MOTION OR POSITION DIGITAL TRANSMITTERS FOR USE IN CONNECTION WITH FLOW METERS AND FLUID LEVEL INDICATORS; DIGITAL TRANSMITTERS FOR USE WITH MOISTURE,

Reg. No. 4,064,996 HUMIDITY AND/OR TEMPERATURE SENSORS, AND WITH MOISTURE, HUMIDITY AND/OR TEMPERATURE INDICATORS, RECORDERS AND CONTROL UNITS; ELECTRONIC MOTION OR POSITION TRANSMITTERS, PARTICULARLY ADAPTED FOR USE IN CONNECTION WITH FLOW METERS AND LIQUID LEVEL INDICATORS; LIQUID LEVEL DIGITAL TRANSMITTERS; PURGE METERS FUNCTIONING AS VARIABLE AREA FLOW METERS FOR BOTH LIQUID AND GAS; ELECTRICAL CONDUCTIVITY METERS; FLOW RATE INDICATING METERS FOR LIQUIDS AND GAS; PETROL METERS; REGULATORY, RECORDING AND INTERPRETATIVE FLUID METERS AND DEVICES USED IN CONNECTION THEREWITH FOR COMMERCIAL AND INDUSTRIAL USE, NAMELY, FLOW METERS FOR MEASURING, INDICATING, RECORDING AND CONTROLLING THE FLOW OF FLUIDS, OIL GAUGES, LIQUID LEVEL GAUGES, POSITIVE DISPLACEMENT FLUID FLOW METERS; FLOW COMPUTERS; OIL GAUGES; LIQUID LEVEL GAUGES; APPARATUS AND INSTRUMENTS FOR MEASURING, CONTROLLING, SUPPLYING AND DISTRIBUTING GASES AND MIXTURES THEREOF, NAMELY, GAS FLOW METERS, MASS FLOW METERS AND ELECTRICAL CONTROLLERS; ELECTRONIC FLUID ANALYSIS METERS; ELECTRIC VALVE ACTUATORS; SWITCH BOXES; SPEED CONTROL PLATES CONSISTING OF ELECTRONIC SPEED CONTROLLERS INSIDE OF A METAL PLATE; ELECTRICAL POWER SUPPLIES; COMPUTER DATABASE MANAGEMENT SOFTWARE FOR ASSET, EQUIPMENT AND FACILITY MANAGEMENT; COMPUTER SOFTWARE FOR INDUSTRIAL PROCESS CONTROL; COMPUTER SOFTWARE FOR DATABASE MANAGEMENT THAT STORES DATA PROCESS CONTROL INFORMATION; REMOTE REPAIR AND DIAGNOSIS EQUIPMENT IN THE NATURE OF COMPUTERS FOR THE REMOTE REPAIR AND DIAGNOSIS OF EQUIPMENT; ELECTRICAL CONTROLS FOR INCREASING STROKING SPEED ON THROTTLING CONTROL VALVES; COMPUTER INDUSTRIAL PROCESS CONTROL SOFTWARE FOR REDUCING PROCESS VARIABILITY AND FACILITATING REGULATORY COMPLIANCE; COMPUTER INDUSTRIAL PROCESS CONTROL SOFTWARE FOR LOWERING FACILITY INSTALLATION, OPERATING AND MAINTENANCE COSTS; COMPUTER INDUSTRIAL CONTROL SOFTWARE FOR IMPROVING PROCESS UP TIME; COMPUTER INDUSTRIAL PROCESS CONTROL SOFTWARE FOR INCREASING MACHINERY ASSET UTILIZATION, MONITORING AND COMMUNICATING PROCESS AND EQUIPMENT INFORMATION; COMPUTER INDUSTRIAL PROCESS MANAGEMENT SOFTWARE FOR REDUCING UNPLANNED ENERGY OUTAGES AND OPTIMIZING THE DISTRIBUTION OF MACHINERY LOAD DEMANDS ACROSS MULTIPLE UNITS OR UNIT COMPONENTS; ULTRASONIC SENSING SYSTEMS, NAMELY, LIQUID LEVEL SENSORS; TEMPERATURE SENSORS; NON-CONTACTING PRESSURE SENSORS; PRODUCTION OPTIMIZATION INDUSTRIAL PROCESS MANAGEMENT SOFTWARE; PERFORMANCE MONITORING INDUSTRIAL PROCESS MANAGEMENT SOFTWARE; ANALYTICAL INSTRUMENTS, NAMELY, INSTRUMENTS FOR MEASURING PRESSURE, TEMPERATURE, LEVEL AND FLOW OF LIQUIDS AND GASSES; REMOTE OPERATIONS ELECTRICAL CONTROLLERS; DIGITAL PRESSURE TRANSMITTERS; DIGITAL MASS FLOW TRANSMITTERS; DIGITAL MULTIVARIABLE TRANSMITTERS; DIGITAL ABSOLUTE PRESSURE TRANSMITTERS; DIGITAL GAUGE PRESSURE TRANSMITTERS; DIGITAL PRESSURE TRANSMITTERS FOR THE PULP AND PAPER INDUSTRY; DIGITAL PRESSURE TRANSMITTERS FOR THE FOOD AND PHARMACEUTICAL INDUSTRIES; DIGITAL TEMPERATURE TRANSMITTERS; PROGRAMMABLE DIGITAL TEMPERATURE TRANSMITTERS; TEMPERATURE SENSORS; RADAR LEVEL GAUGES; LIQUID LEVEL TRANSMITTERS; VORTEX FLUID AND GAS FLOW METERS; MASS FLUID AND GAS FLOW TRANSMITTERS; PROCESS AND ENVIRONMENTAL ANALYZERS IN THE NATURE OF COMPUTERS FOR GATHERING AND LOGGING DATA AND MONITORING PROCESSES RUNNING ON A GIVEN SYSTEM AND ALERTING AS TO WHEN SHUT DOWNS ARE APPROPRIATE AND/OR NECESSARY; PROCESS CHROMATOGRAPHS; GAS BTU CHROMATOGRAPHS; PORTABLE PROCESS CHROMATOGRAPHS; PORTABLE GAS BTU CHROMATOGRAPHS; DEVICES IN THE NATURE OF COMPUTERS FOR RECORDING PROCESS VARIABLES, NAMELY, FLOW RATE, DENSITY, LEVEL, PRESSURE AND TEMPERATURE; SOLID STATE TEMPERATURE ELECTRICAL CONTROLLERS; ELECTRONIC PROGRAMMABLE SERVO CONTROL UNITS FOR INDUSTRIAL USE, CONSISTING OF ELECTRONIC SERVO MOTOR CONTROLLERS, BRUSHLESS SERVO MOTORS AND DIGITAL SERVO MOTOR DRIVES; ELECTRONIC TEMPERATURE CONTROL APPARATUS FOR CONTROL OF

Reg. No. 4,064,996 HEATING/COOLING UNITS USED IN INDUSTRIAL PROCESSING AND COMMERCIAL APPLICATIONS CONSISTING OF TEMPERATURE SENSORS AND ELECTRICAL CONTROLLERS; DYNAMOELECTRIC CONTROLS USED IN INDUSTRIAL PROCESSING AND COMMERCIAL APPLICATIONS; ELECTRICAL CONTROLLERS; TEMPERATURE CONTROL DEVICES FOR ELECTRIC HOT WATER HEATERS; OIL BURNER CONTROLS; GAS BURNER CONTROLS; REMOTE CONTROLS FOR OPERATING MACHINES; ELECTRONIC SPEED CONTROLLERS FOR MACHINERY; ELECTRIC VALVE ACTUATORS; FLUID FLOW CONTROL VALVES, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 10-0-2001; IN COMMERCE 10-0-2001.

FOR: GAS REGULATORS; GAS FLOW REGULATORS IN THE NATURE OF PRESSURE REGULATORS FOR GAS INSTALLATIONS; GAS FLOW REGULATORS IN THE NATURE OF PRESSURE REGULATORS FOR GAS, AIR AND WATER INSTALLATIONS; AUTOMATIC VALVE IN THE NATURE OF A COMBINATION GAS PRESSURE REGULATOR AND REDUNDANT SOLENOID GAS VALVE FOR USE IN FORCED AIR FURNACES, BOILERS, CLOTHES DRYERS AND GAS WATER HEATERS; GAS FLOW REGULATORS BEING PARTS OF GAS, WATER, AND SANITARY INSTALLATIONS; AIR PRESSURE REGULATORS BEING PARTS OF GAS, WATER, AND SANITARY INSTALLATIONS; PRESSURE REGULATORS BEING PARTS OF GAS, WATER, AND SANITARY INSTALLATIONS; FUEL PRESSURE REGULATORS BEING PARTS OF GAS, WATER, AND SANITARY INSTALLATIONS; AIR AND FUEL PRESSURE REGULATORS BEING PARTS OF GAS, WATER, AND SANITARY INSTALLATIONS, IN CLASS 11 (U.S. CLS. 13, 21, 23, 31 AND 34).

FIRST USE 10-0-2001; IN COMMERCE 10-0-2001.

FOR: TECHNICAL CONSULTATION IN THE FIELD OF OPERATIONS EFFICIENCY, NAMELY, BUSINESS EFFICIENCY ADVICE, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 10-0-2001; IN COMMERCE 10-0-2001.

FOR: INDUSTRIAL AND COMMERCIAL MACHINE AND EQUIPMENT REPAIR AND PREDICTIVE MAINTENANCE SERVICES IN THE CHEMICAL, FOOD AND BEVERAGE, HYDROCARBON AND ENERGY, LIFE SCIENCE, PHARMACEUTICAL, POWER, PULP AND PAPER, REFINING AND WATER AND WASTE WATER INDUSTRIES; INSTALLATION AND REPAIR OF PROCESS CONTROL AND AUTOMATION SYSTEMS CONSISTING OF COMPUTERS, AUTOMATION SOFTWARE, MEASUREMENT DEVICES, ANALYTICAL INSTRUMENTS AND VALVES; MACHINERY REPAIR AND REPLACEMENT, IN CLASS 37 (U.S. CLS. 100, 103 AND 106).

FIRST USE 10-0-2001; IN COMMERCE 10-0-2001.

FOR: TECHNICAL CONSULTING SERVICES IN THE FIELDS OF DESIGN, ENGINEERING, TESTING, ANALYSIS AND EVALUATION OF PLANT MACHINERY AND FACILITY MACHINERY; TECHNICAL CONSULTING SERVICES REGARDING DESIGNING PLANT AND FACILITY MACHINERY TO REDUCE OPERATIONAL COSTS; TECHNICAL CONSULTING IN THE FIELD OF PLANT AND FACILITY ENGINEERING, NAMELY, TESTING AND EVALUATION OF MACHINERY TO IMPROVE PERFORMANCE AND EFFICIENCY OF SUCH MACHINERY; ENGINEERING SERVICES; DIAGNOSTIC SERVICES IN THE FIELD OF MACHINERY, PLANT MACHINERY AND FACILITY MACHINERY, FEATURING REMOTE ANALYSIS OF MACHINERY; PLANT, FACILITY AND MACHINERY TROUBLESHOOTING IN THE NATURE OF DIAGNOSIS SERVICES OF MACHINERY; PRODUCT SAFETY PERFORMANCE TESTING OF PLANT AND FACILITY MACHINERY AND EQUIPMENT TO ENSURE SATISFACTORY PERFORMANCE; MACHINERY CALIBRATION; REMOTE PERFORMANCE MONITORING OF PROCESS AND MECHANICAL PLANT AND FACILITY EQUIPMENT, NAMELY, REMOTE PERFORMANCE MONITORING OF FACILITY MACHINERY AND HEATING, VENTILATING AND AIR CONDITIONING

Reg. No. 4,064,996 APPARATUS FOR PROCESS AND MECHANICAL PLANTS, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 10-0-2001; IN COMMERCE 10-0-2001.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 111,931, 1,626,293 AND OTHERS.

SEC. 2(F).

SER. NO. 76-294,524, FILED 8-6-2001.

APRIL HESIK, EXAMINING ATTORNEY

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*
What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*
What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or reminder of these filing requirements.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

STATUS

DOCUMENTS

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Mark: EMERSON PROCESS MANAGEMENT

EMERSON PROCESS MANAGEMENT

US Serial Number: 76294524

Application Filing Date: Aug. 06, 2001

US Registration Number: 4064996

Registration Date: Dec. 06, 2011

Register: Principal

Mark Type: Trademark, Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Dec. 06, 2011

Publication Date: Sep. 20, 2011

■ Mark Information

 Collapse All

Mark Literal Elements: EMERSON PROCESS MANAGEMENT

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Acquired Distinctiveness In whole

Claim:

■ Related Properties Information

Claimed Ownership of US 0111931, 0942645, 1625211, 1626293, 76978420 and others

Registrations:

Parent Of: 76978420

■ Goods and Services

Note:

The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "*" identify additional (new) wording in the goods/services.

For: Regulators being parts of machines, and not part of plumbing, heating or cooling installations, namely, gas flow regulators, gas pressure regulators, gas pressure regulators for controlling gas, air or water, air pressure regulators, pressure regulators, fuel pressure regulators and air and fuel regulators

International Class(es): 007 - Primary Class

U.S Class(es): 013, 019, 021, 023, 031, 034, 035

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2001

Use in Commerce: Oct. 2001

For: control plates, namely electrical control panels; condenser regulator control valves for regulating the flow of liquids and gases; flow selectors, namely, fluid and gas flow regulators that select the appropriate fluid or gas flow for commercial and industrial use; pressure, temperature, level and flow measurement devices, namely, pressure, density and flow rate determining units for process monitoring and water treatment control in the nature of commercial flow regulators; automatic temperature regulators; temperature control valves for regulating the temperature of water in water treatment plants; temperature responsive, flame responsive, and pressure responsive switching devices in the nature of electric switches that are temperature responsive, flame responsive, pressure responsive; electric temperature controls; temperature control devices for electric hot water heaters in the nature of temperature sensors; temperature indicators, temperature recorders and electronic fluid temperature control units for industrial waste processing plants; temperature detectors and associated electrical controllers; solid state temperature electric controllers; electronic speed controllers; solid state temperature electrical controllers; overheat controls, namely, electrical controllers to prevent overheating in refrigeration systems; electronic temperature control apparatus for control of heating/cooling units used in industrial processing and commercial applications, namely temperature sensors, and temperature control devices for electric hot water heaters, namely, temperature sensors; electrical oil burner controls; gas burner electrical controls; flow meters for measuring, indicating, recording and controlling the flow of fluids; sight flow indicators; signaling or alarm devices and systems for sensing and regulating or controlling fluid level or fluid flow in the nature of emergency signal transmitters; electronic motion and position transmitters for use in connection with flow meters and fluid level indicators; flow-indicating, flow-recording, flow-controlling, flow-proportioning and flow-interpreting equipment for use with flow meters to sense the position of a flow-responsive element and to transmit, signal, indicate or record the same at a place remote from the flow meter, or to record, control, proportion or interpret the fluid flow to or from the flow meter in the nature of computers and computer processing units; diaphragm-type pressure transmitting seals for use with pressure responsive flow meters consisting of a radio transmitter and a metal seal sold as a unit; positive displacement bi-rotor fluid meters; liquid level gauges; liquid and flowable solids level indicators; bin and tank level indicators; display and recording units consisting of computers and computer hardware for measuring level, density, weight, mass flow and moisture content of industrial

process materials; flow control valves for regulating the flow of liquids and gases for refrigerating units; variable area flow meters for measuring, indicating, recording, and controlling the flow of fluids; motion or position digital transmitters for use in connection with flow meters and fluid level indicators; gas flow regulators in the nature of flow meters; flow meters for measuring, indicating, recording, and controlling the flow of fluids; flow rate indicating meters; gas flow revolution counters, temperature, pressure, density, flow rate, and pH determining units in the nature of electronic sensors for process monitoring and water treatment control; mass flow electrical controller; gas and liquid flow electrical controllers for industrial use, primarily in the pharmaceutical, semiconductor, biotech and petrochemical industries; liquid analysis instruments and equipment, namely, liquid level sensors; automatic liquid sampling devices for use with liquid analysis instruments, namely, sensors, transmitters and analyzers for measuring pH, ORP, conductivity, dissolved oxygen chlorine, ozone suspended solids and turbidity; indicating and measuring instruments, namely, industrial process pressure recorders and electrical controllers, flow measurement electric recorders and electrical controllers, gas and liquid analysis electric recorders and electrical controllers; liquid level analysis meters; residual gas analyzers; combustion analyzers; electronic signaling and control devices responsive to liquid or gas flow in industrial flow-measuring equipment, namely, signal conditioning and communication device for industrial process control; gas flow regulators for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; gas pressure regulators for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; gas pressure regulators for controlling gas, air or water for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; laboratory analyzers, namely laboratory residual gas analyzers; control valves for regulating the flow of gases; electro-mechanical instruments for use in measuring the pressure and flow of a valve or regulator; automatic valves, namely, automatic check valves, automatic ball check valves; automatic piezoelectrically operated valves; analog and digital electric and electronic control, operating, diagnostic and connecting elements and units, namely, computers for controlling, operating, diagnosing and connecting data in plants; explosion proof automatic valves; pressure equalizing automatic valves; pressure relief valves for use in farm tap applications; automatic regulating valves; control devices in the nature of electronic controllers for the forcible opening of automatic compressor valves; valve position electronic sensors for determining valve position; electric valve actuators; automatic condenser regulation control valves; automatic ball valves; automatic seal valves; automatic butterfly valves; combination valves consisting of control valves for regulating the flow of gases and liquids and automatic valves; automatic globe control valves; automatic jacketed valves; automatic line block valves; automatic needle control valves; automatic plug valves; solenoid valves in the nature of electromechanical switches; digital electrical valve controllers; automatic steam conditioning valves; automatic rotary valves; automatic segmented ball valves; electric plug valves; automatic full bore pipe line ball valves; automatic high performance butterfly valves; universal automatic globe valves; general service automatic globe valves; chemical service automatic globe valves; high pressure automatic globe valves; digital level electrical controllers; digital fluid level transmitters; pneumatic pressure controllers; pneumatic temperature controllers; automatic low flow valves; automatic rotary eccentric plug valves; automatic sanitary valves; valve instrumentation, namely, electro-pneumatic transducers, position digital transmitters, automatic trip valves featuring volume boosters that are used in conjunction with a positioner on a throttling control valve to increase stroking speed; air pressure regulators for controlling and regulating the flow of gases or liquids not being parts of plumbing, heating, cooling installations or machines; electro-mechanical instruments for use in measuring the pressure and flow of a valve or regulator, namely pressure gauges and air flow gauges; pressure regulators for controlling the flow of gases not being parts of plumbing, heating, cooling installations or machines; fuel pressure regulators for controlling the flow of gases not being parts of plumbing, heating, cooling installations or machines; electrical devices for measuring physical properties of flowable materials and controlling process equipment and accessories therefor namely, electrical power supplies and air flow regulators, converters, air flow meters, and electrical controllers; air and fuel regulators for controlling the flow of gases not being parts of plumbing, heating, cooling installations or machines; plant, facility and field process management devices, namely, residual gas analyzers, electrical valve controllers, digital conductivity transmitters, digital valve controllers, fan/damper electric valve actuators, fluid flow and fluid density meters, gas chromatograph, magnetic flow meters, oxygen analyzers, oxygen digital transmitters, pH digital transmitters, pressure digital transmitters, temperature digital transmitters, electric valve actuators, vortex water flow meters; computer software for process and facility automation, management and optimization, namely, database management software for process variability reduction, increased plant availability, reduced capital and engineering costs, reduced operations and maintenance costs, enhanced safety and environmental compliance; automatic valves; gas flow meters for domestic, industrial, commercial or agricultural use; fluid flow indicators; signal and alarm devices for the detection of equipment failure and malfunction; valve position indicators; process calibrators; calibrators to identify calibration errors; motion or position digital transmitters for use in connection with flow meters and fluid level indicators; digital transmitters for use with moisture, humidity and/or temperature sensors, and with moisture, humidity and/or temperature indicators, recorders and control units; electronic motion or position transmitters, particularly adapted for use in connection with flow meters and liquid level indicators; liquid level digital transmitters; purge meters functioning as variable area flow meters for both liquid and gas; electrical conductivity meters; flow rate indicating meters for liquids and gas; petrol meters; regulatory, recording and interpretative fluid meters and devices used in connection therewith for commercial and industrial use, namely, flow meters for measuring, indicating, recording and controlling the flow of fluids, oil gauges, liquid level gauges, positive displacement fluid flow meters; flow computers; oil gauges; liquid level gauges; apparatus and instruments for measuring, controlling, supplying and distributing gases and mixtures thereof, namely, gas flow meters, mass flow meters and electrical controllers; electronic fluid analysis meters; electric valve actuators; switch boxes; speed control plates consisting of electronic speed controllers inside of a metal plate; electrical power supplies; computer database management software for asset, equipment and facility management; computer software for industrial process control; computer software for database management that stores data process control information; remote repair and diagnosis equipment in the nature of computers for the remote repair and diagnosis of equipment; electrical controls for increasing stroking speed on throttling control valves; computer industrial process control software for reducing process variability and facilitating regulatory compliance; computer industrial process control software for lowering facility installation, operating and maintenance costs; computer industrial control software for improving process up time; computer industrial process control software for increasing machinery asset utilization, monitoring and communicating process and equipment information; computer industrial process management software for reducing unplanned energy outages and optimizing the distribution of machinery load demands across multiple units or unit components; ultrasonic sensing systems, namely, liquid level sensors; temperature sensors; non-contacting pressure sensors; production optimization industrial process management software; performance monitoring industrial process management software; analytical instruments, namely, instruments for measuring pressure, temperature, level and flow of liquids and gasses; remote operations electrical controllers; digital pressure transmitters; digital mass flow transmitters; digital multivariable transmitters; digital absolute pressure transmitters; digital gauge pressure transmitters; digital pressure transmitters for the pulp and paper industry; digital pressure transmitters for the food and pharmaceutical industries; digital temperature transmitters; programmable digital temperature transmitters; temperature sensors; radar level gauges; liquid level transmitters; vortex fluid and gas flow meters; mass fluid and gas flow transmitters; process and environmental analyzers in the nature of computers for gathering and logging data and monitoring processes running on a given system and alerting as to when shut downs are appropriate and/or necessary; process chromatographs; gas BTU chromatographs; portable process chromatographs; portable gas BTU chromatographs; devices in the nature of computers for recording process variables, namely, flow rate, density, level, pressure and temperature; solid state temperature electrical controllers; electronic programmable servo control units for industrial use, consisting of electronic servo motor controllers, brushless servo motors

and digital servo motor drives; electronic temperature control apparatus for control of heating/cooling units used in industrial processing and commercial applications consisting of temperature sensors and electrical controllers; dynamoelectric controls used in industrial processing and commercial applications; electrical controllers; temperature control devices for electric hot water heaters; oil burner controls; gas burner controls; remote controls for operating machines; electronic speed controllers for machinery; electric valve actuators; fluid flow control valves

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2001

Use in Commerce: Oct. 2001

For: Gas regulators; gas flow regulators in the nature of pressure regulators for gas installations; gas flow regulators in the nature of pressure regulators for gas, air and water installations; automatic valve in the nature of a combination gas pressure regulator and redundant solenoid gas valve for use in forced air furnaces, boilers, clothes dryers and gas water heaters; gas flow regulators being parts of gas, water, and sanitary installations; air pressure regulators being parts of gas, water, and sanitary installations; pressure regulators being parts of gas, water, and sanitary installations; fuel pressure regulators being parts of gas, water, and sanitary installations; air and fuel pressure regulators being parts of gas, water, and sanitary installations

International Class(es): 011 - Primary Class

U.S Class(es): 013, 021, 023, 031, 034

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2001

Use in Commerce: Oct. 2001

For: Technical consultation in the field of operations efficiency, namely, business efficiency advice

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2001

Use in Commerce: Oct. 2001

For: Industrial and commercial machine and equipment repair and predictive maintenance services in the chemical, food and beverage, hydrocarbon and energy, life science, pharmaceutical, power, pulp and paper, refining and water and waste water industries; installation and repair of process control and automation systems consisting of computers, automation software, measurement devices, analytical instruments and valves; machinery repair and replacement

International Class(es): 037 - Primary Class

U.S Class(es): 100, 103, 106

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2001

Use in Commerce: Oct. 2001

For: Technical consulting services in the fields of design, engineering, testing, analysis and evaluation of plant machinery and facility machinery; technical consulting services regarding designing plant and facility machinery to reduce operational costs; technical consulting in the field of plant and facility engineering, namely, testing and evaluation of machinery to improve performance and efficiency of such machinery; engineering services; diagnostic services in the field of machinery, plant machinery and facility machinery, featuring remote analysis of machinery; plant, facility and machinery troubleshooting in the nature of diagnosis services of machinery; product safety performance testing of plant and facility machinery and equipment to ensure satisfactory performance; machinery calibration; remote performance monitoring of process and mechanical plant and facility equipment, namely, remote performance monitoring of facility machinery and heating, ventilating and air conditioning apparatus for process and mechanical plants

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2001

Use in Commerce: Oct. 2001

▀ Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: Yes
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

▀ Current Owner(s) Information

Owner Name: Emerson Electric Co.

Owner Address: 8000 W. Florissant Ave.
St. Louis, MISSOURI 63136
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: MISSOURI

- Attorney/Correspondence Information

Attorney of Record

Attorney Name: Michael P. Brennan

Docket Number: 5243-200318

Correspondent

Correspondent LISA M DuROSS

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UNITED STATES

Phone: 1-248-641-1600

Fax: 1-248-641-0270

Correspondent e-mail: doctetingtm@hdp.comCorrespondent e-mail Yes
Authorized:

Domestic Representative - Not Found

- Prosecution History

Date	Description	Proceeding Number
Dec. 06, 2011	REGISTERED-PRINCIPAL REGISTER	
Sep. 20, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Sep. 20, 2011	PUBLISHED FOR OPPOSITION	
Aug. 12, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	66121
Aug. 11, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	66121
Aug. 11, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	66121
Aug. 08, 2011	ASSIGNED TO LIE	66121
Jul. 28, 2011	EXPARTE APPEAL TERMINATED	294524
Jul. 27, 2011	NOTICE OF ACCEPTANCE OF AMENDMENT TO ALLEGE USE E-MAILED	
Jul. 26, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 26, 2011	EXAMINER'S AMENDMENT ENTERED	88888
Jul. 26, 2011	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jul. 26, 2011	EXAMINERS AMENDMENT E-MAILED	6328
Jul. 26, 2011	EXAMINERS AMENDMENT -WRITTEN	85320
Jul. 26, 2011	USE AMENDMENT ACCEPTED	85320
Jul. 20, 2011	AMENDMENT TO USE PROCESSING COMPLETE	88889
Jul. 20, 2011	USE AMENDMENT FILED	88889
Jul. 19, 2011	TEAS AMENDMENT OF USE RECEIVED	
Jul. 19, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jan. 19, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jan. 19, 2011	NON-FINAL ACTION E-MAILED	6325
Jan. 19, 2011	NON-FINAL ACTION WRITTEN	85320
Jan. 06, 2011	JURISDICTION RESTORED TO EXAMINING ATTORNEY	294524
Oct. 18, 2010	NOTIFICATION OF ACTION DENYING REQ FOR RECON E-MAILED	
Oct. 18, 2010	ACTION DENYING REQ FOR RECON E-MAILED	
Oct. 18, 2010	SUBSEQUENT FINAL REFUSAL WRITTEN	85320
Sep. 24, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Sep. 23, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Sep. 23, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 23, 2010	NOTIFICATION OF PRIORITY ACTION E-MAILED	6326
Mar. 23, 2010	PRIORITY ACTION E-MAILED	6326

Mar. 23, 2010	PRIORITY ACTION WRITTEN	85320
Mar. 11, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	67215
Mar. 11, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	67215
Mar. 09, 2010	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 07, 2009	NOTIFICATION OF PRIORITY ACTION E-MAILED	6326
Oct. 07, 2009	PRIORITY ACTION E-MAILED	6326
Oct. 07, 2009	PRIORITY ACTION WRITTEN	85320
Sep. 17, 2009	JURISDICTION RESTORED TO EXAMINING ATTORNEY	294524
Oct. 01, 2008	ASSIGNED TO EXAMINER	85320
Jul. 30, 2007	NOTIFICATION OF ACTION DENYING REQ FOR RECON E-MAILED	
Jul. 30, 2007	ACTION DENYING REQ FOR RECON E-MAILED	
Jul. 30, 2007	ACTION CONTINUING FINAL - COMPLETED	76926
Jul. 18, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	67215
Jul. 18, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	67215
Jul. 18, 2007	ASSIGNED TO LIE	67215
Jul. 02, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 02, 2007	EX PARTE APPEAL-INSTITUTED	294524
Jul. 02, 2007	JURISDICTION RESTORED TO EXAMINING ATTORNEY	294524
Jul. 02, 2007	EXPARTE APPEAL RECEIVED AT TTAB	
Dec. 31, 2006	FINAL REFUSAL E-MAILED	
Dec. 31, 2006	FINAL REFUSAL WRITTEN	76926
Dec. 25, 2006	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Dec. 11, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 27, 2006	DIVISIONAL PROCESSING COMPLETE	
Nov. 20, 2006	DIVISIONAL REQUEST RECEIVED	
Nov. 20, 2006	PAPER RECEIVED	
Nov. 17, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 17, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 17, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 18, 2006	EXAMINER'S AMENDMENT/PRIORITY ACTION E-MAILED	6326
May 18, 2006	EXAMINERS AMENDMENT AND/OR PRIORITY ACTION - COMPLETED	76926
Apr. 21, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	77975
Apr. 14, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	77975
Apr. 14, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 14, 2005	CORRESPONDENCE E-MAILED	
Oct. 14, 2005	NON-FINAL ACTION WRITTEN	76926
Sep. 12, 2005	TEAS/EMAIL CORRESPONDENCE ENTERED	77975
Sep. 06, 2005	CORRESPONDENCE RECEIVED IN LAW OFFICE	77975
Sep. 06, 2005	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 03, 2005	NON-FINAL ACTION E-MAILED	6325
Mar. 03, 2005	NON-FINAL ACTION WRITTEN	76926
Sep. 15, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	70997
Oct. 02, 2003	CASE FILE IN TIGRS	
Jun. 10, 2003	ASSIGNED TO EXAMINER	76926
Dec. 03, 2002	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Aug. 19, 2002	UNRESPONSIVE/DUPLICATE PAPER RECEIVED	
Aug. 19, 2002	PAPER RECEIVED	
Jul. 01, 2002	LETTER OF SUSPENSION MAILED	
Apr. 18, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 18, 2002	PAPER RECEIVED	
Oct. 18, 2001	NON-FINAL ACTION MAILED	
Sep. 25, 2001	ASSIGNED TO EXAMINER	76832

Sep. 20, 2001

ASSIGNED TO EXAMINER

78472

➤ **TM Staff and Location Information**

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Dec. 06, 2011

➤ **Assignment Abstract Of Title Information - None recorded**

➤ **Proceedings - Click to Load**
